

33rd Congress
Special Session

EXECUTIVE JOURNAL OF THE SENATE OF THE UNITED STATES.

[At a session specially called, commencing Friday, March 4th, 1853.]

FRIDAY, MARCH 4, 1853.

By the President of the United States of America :

A PROCLAMATION.

The attention of the President having been called to the proceedings of Congress at the close of its session on the 4th of March, 1851, from which it appears that the constitutional term of that body was held not to have expired until 12 o'clock at noon of that day, and a notice having been issued, agreeably to former usages, to convene the Senate at eleven o'clock a. m., on the fourth of March next, it is apparent that such call is in conflict with the decision aforesaid.

Now, therefore, as well for the purpose of removing all doubt as to the legality of such call, as of establishing a precedent of what is deemed a proper mode of convening the Senate, I, Millard Fillmore President of the United States, have considered it to be my duty to issue this, my proclamation, revoking said call, and hereby declaring that an extraordinary occasion requires the Senate of the United States to convene for the transaction of business at the Capitol, in the city of Washington, on Friday, the fourth day of March next, at 12 o'clock at noon of that day, of which all who shall, at that time, be entitled to act as members of that body, are hereby required to take notice.

Given under my hand and seal of the United States, at Washington, this 25th day of February, A. D. 1853, and of the Independence of the United States the seventy-seventh.

MILLARD FILLMORE.

By the President :

EDWARD EVERETT,
Secretary of State.

In conformity with the above-recited proclamation of the President of the United States, the Senate assembled in their Chamber, in the city of Washington.

PRESENT :

From the State of New Hampshire.

The honorable { Charles G. Atherton,
Moses Norris.

From the State of Massachusetts.

The honorable { Edward Everett,
Charles Sumner.

From the State of Rhode Island and Providence Plantations.

The honorable Charles P. James.

From the State of Connecticut.

The honorable { Isaac Toucey,
Truman Smith.

From the State of Vermont.

The honorable { Solomon Foot,
Samuel S. Phelps.

From the State of New York.

The honorable Hamilton Fish.

From the State of New Jersey.

The honorable { John R. Thomson,
William Wright.

From the State of Pennsylvania.

The honorable { Richard Brodhead,
James Cooper.

From the State of Delaware.

The honorable { James A. Bayard,
John M. Clayton.

From the State of Maryland.

The honorable { James A. Pearce,
Thomas G. Pratt.

From the State of Virginia.

The honorable { R. M. T. Hunter,
James M. Mason.

From the State of North Carolina.

The honorable George E. Badger.

From the State of South Carolina.

The honorable { Andrew P. Butler,
Josiah J. Evans.

From the State of Georgia.

The honorable { William C. Dawson,
Robert Toombs.

From the State of Kentucky.

The honorable John B. Thompson.

From the State of Tennessee.

The honorable James C. Jones.

From the State of Ohio.

The honorable { Salmon P. Chase,
Benjamin Wade.

From the State of Louisiana.

The honorable { Judah P. Benjamin,
Pierre Soulé.

From the State of Indiana.

The honorable { Jesse D. Bright,
John Pettit.

From the State of Mississippi.

The honorable Stephen Adams.

From the State of Illinois.

The honorable { Stephen A. Douglas,
James Shields.

From the State of Alabama.

The honorable Benjamin Fitzpatrick.

From the State of Maine.

The honorable Hannibal Hamlin.

From the State of Missouri.

The honorable { David R. Atchison,
Henry S. Geyer.

From the State of Arkansas.

The honorable { Solon Borland,
Charles E. Stuart.

From the State of Michigan.

The honorable { Lewis Cass,
Charles E. Stuart.

From the State of Florida.

The honorable { Stephen R. Mallory,
Jackson Morton.

From the State of Wisconsin.

The honorable { Henry Dodge,
Isaac P. Walker.

From the State of Iowa.

The honorable { Augustus C. Dodge,
George W. Jones.

From the State of Texas.

The honorable { Sam Houston,
Thomas J. Rusk.

From the State of California.

The honorable { William M. Gwin,
John P. Weller.

The Senate being called to order,

On motion by Mr. Badger, and by unanimous consent,

Resolved, That the oath prescribed by the Constitution be administered to the new members of the Senate by the honorable Lewis Cass, the oldest member of the Senate.

The credentials of the following Senators having been heretofore read, the oath prescribed by law was administered to them by the honorable Lewis Cass, and they took their seats in the Senate, viz :

The honorable Charles G. Atherton, from the State of New Hampshire.

The honorable Judah P. Benjamin, from the State of Louisiana.

The honorable John M. Clayton, from the State of Delaware.

The honorable Josiah J. Evans, from the State of South Carolina.

The honorable Edward Everett, from the State of Massachusetts.

The honorable Sam Houston, from the State of Texas.

The honorable R. M. T. Hunter, from the State of Virginia.

The honorable George W. Jones, from the State of Iowa.

The honorable William K. Sebastian, from the State of Arkansas.

The honorable Charles E. Stuart, from the State of Michigan.

The honorable John B. Thompson, from the State of Kentucky.

The honorable John R. Thomson, from the State of New Jersey.

The honorable Robert Toombs, from the State of Georgia.

The honorable William Wright, from the State of New Jersey.

The oath prescribed by law was also administered to the honorable Stephen A. Douglas.

Mr. Shields submitted the following resolution; which was considered, by unanimous consent, and agreed to :

Resolved, unanimously, That the honorable David R. Atchison continue President of the Senate *pro tempore*.

Whereupon

The honorable David R. Atchison resumed the chair.

The President of the United States, the ex President, the Chief Justice and Associate Justices of the Supreme Court, and foreign ministers having entered the Senate Chamber, the Senate proceeded, accompanied by them, to the eastern portico of the Capitol, and the oath of office was administered to the President of the United States by the Chief Justice of the Supreme Court.

The President thereupon delivered the following address:

"MY COUNTRYMEN: It is a relief to feel that no heart but my own can know the personal regret and bitter sorrow over which I have been borne to a position so suitable for others rather than desirable for myself.

"The circumstances under which I have been called, for a limited period, to preside over the destinies of the Republic, fill me with a profound sense of responsibility, but with nothing like shrinking apprehension. I repair to the post assigned me, not as to one sought, but in obedience to the unsolicited expression of your will, answerable only for a fearless, faithful, and diligent exercise of my best powers. I ought to be, and am, truly grateful for the rare manifestation of the nation's confidence; but this, so far from lightening my obligations, only adds to their weight. You have summoned me in my weakness; you must sustain me by your strength. When looking for the fulfillment of reasonable requirements you will not be unmindful of the great changes which have occurred, even within the last quarter of a century, and the consequent augmentation and complexity of duties imposed in the administration both of your home and foreign affairs.

"Whether the elements of inherent force in the Republic have kept pace with its unparalleled progression in territory, population, and wealth has been the subject of earnest thought and discussion on both sides of the ocean. Less than sixty-four years ago the Father of his Country made 'the' then 'recent accession of the important State of North Carolina to the Constitution of the United States,' one of the subjects of his special congratulation. At that moment, however, when the agitation consequent upon the revolutionary struggle had hardly subsided, when we were just emerging from the weakness and embarrassments of the Confederation, there was an evident consciousness of vigor equal to the great mission so wisely and bravely fulfilled by our fathers. It was not a presumptuous assurance, but a calm faith springing from a clear view of the sources of power in a Government constituted like ours. It is no paradox to say that, although comparatively weak, the new-born nation was intrinsically strong. Inconsiderable in population and apparent resources, it was upheld by a broad and intelligent comprehension of rights and an all-pervading purpose to maintain them stronger than armaments. It came from the furnace of the Revolution, tempered to the necessities of the times. The thoughts of the men of that day were as practical as their sentiments were patriotic. They wasted no portion of their energies upon idle and delusive speculations, but with a firm and fearless step advanced beyond the governmental landmarks, which had hitherto circumscribed the limits of human freedom, and planted their standard where it has stood against dangers, which have threatened from abroad, and internal agitation, which has at times fearfully menaced at home. They proved themselves equal to the solution of the great problem to understand which their minds had been illuminated by the dawning lights of the Revolution. The object sought was not a thing dreamed of; it was a thing realized. They had exhibited not only the power to achieve, but that all history affirms to be so much more unusual, the capacity to

waintain. The oppressed throughout the world, from that day to the present, have turned their eyes hitherward, not to find those lights extinguished or to fear lest they should wane, but to be constantly cheered by their steady and increasing radiance.

"In this our country has, in my judgment, thus far fulfilled its highest duty to suffering humanity. It has spoken, and will continue to speak, not only by its words, but by its acts, the language of sympathy, encouragement, and hope to those who earnestly listen to tones which pronounce for the largest rational liberty. But, after all, the most animating encouragement and potent appeal for freedom will be its own history, its trials, and its triumphs. Pre-eminently, the power of our advocacy reposes in our example, but no example, be it remembered, can be powerful for lasting good, whatever apparent advantages may be gained, which is not based upon eternal principles of right and justice. Our fathers decided for themselves, both upon the hour to declare and the hour to strike. They were their own judges of the circumstances under which it became them to pledge to each other "their lives, their fortunes, and their sacred honor" for the acquisition of the priceless inheritance transmitted to us. The energy with which that great conflict was opened, and, under the guidance of a manifest and beneficent Providence, the uncomplaining endurance with which it was prosecuted to its consummation, were only surpassed by the wisdom and patriotic spirit of concession which characterized all the counsels of the early fathers.

"One of the most impressive evidences of that wisdom is to be found in the fact that the actual working of our system has dispelled a degree of solicitude which at the outset disturbed bold hearts and far-reaching intellects. The apprehension of dangers from extended territory, multiplied States, accumulated wealth, and augmented population has proved to be unfounded. The stars upon your banner have become nearly threefold their original number. Your densely populated possessions skirt the shores of the two great oceans, and yet this vast increase of people and territory has not only shown itself compatible with the harmonious action of the States and Federal Government in their respective constitutional spheres, but has afforded an additional guarantee of the strength and integrity of both.

"With an experience thus suggestive and cheering, the policy of my administration will not be controlled by any timid forebodings of evil from expansion. Indeed, it is not to be disguised that our attitude as a nation and our position on the globe render the acquisition of certain possessions, not within our jurisdiction, eminently important for our protection, if not, in the future, essential for the preservation of the rights of commerce and the peace of the world. Should they be obtained, it will be through no grasping spirit, but with a view to obvious national interest and security, and in a manner entirely consistent with the strictest observance of national faith. We have nothing in our history or position to invite aggression; we have everything to beckon us to the cultivation of relations of peace and amity with all nations. Purposes, therefore, at once just and pacific, will be significantly marked in the conduct of our foreign affairs. I intend that my administration shall leave no blot upon our fair record, and trust I may safely give the assurance that no act within the legitimate scope of my constitutional control will be tolerated, on the part of any portion of our citizens, which cannot challenge a ready justification before the tribunal of the civilized world. An administration would be unworthy of confidence at home or respect abroad should it cease to be influenced by the convic-

tion that no apparent advantage can be purchased at a price so dear as that of national wrong or dishonor. It is not your privilege as a nation to speak of a distant past. The striking incidents of your history, replete with instruction and furnishing abundant grounds for hopeful confidence, are comprised in a period comparatively brief. But if your past is limited, your future is boundless. Its obligations through the unexplored pathway of advancement, and will be limitless as duration. Hence a sound and comprehensive policy should embrace not less the distant future than the urgent present.

“The great objects of our pursuit, as a people, are best to be attained by peace, and are entirely consistent with the tranquillity and interests of the rest of mankind. With the neighboring nations upon our continent we should cultivate kindly and fraternal relations. We can desire nothing in regard to them so much as to see them consolidate their strength and pursue the paths of prosperity and happiness. If, in the course of their growth, we should open new channels of trade and create additional facilities for friendly intercourse, the benefits realized will be equal and mutual. Of the complicated European systems of national polity we have heretofore been independent. From their wars, their tumults, and anxieties we have been, happily, almost entirely exempt. Whilst these are confined to the nations which gave them existence, and within their legitimate jurisdiction, they cannot affect us, except as they appeal to our sympathies in the cause of human freedom and individual advancement. But the vast interests of commerce are common to all mankind, and the advantages of trade and international intercourse must always present a noble field for the moral influence of a great people.

“With these views firmly and honestly carried out we have a right to expect, and shall under all circumstances require, prompt reciprocity. The rights which belong to us as a nation are not alone to be regarded, but those which pertain to every citizen in his individual capacity, at home and abroad, must be sacredly maintained. So long as he can discern every star in its place upon that ensign without wealth to purchase for him preferment or title to secure for him place, it will be his privilege, and must be his acknowledged right, to stand unabashed even in the presence of princes, with a proud consciousness that he is himself one of a nation of sovereigns, and that he cannot, in legitimate pursuit, wander so far from home that the agent whom he shall leave behind in the place which I now occupy will not see that no rude hand of power or tyrannical passion is laid upon him with impunity. He must realize that upon every sea and on every soil, where our enterprises may rightfully seek the protection of our flag, American citizenship is an inviolable panoply for the security of American rights. And in this connection it can hardly be necessary to reaffirm a principle which should now be regarded as fundamental. The rights, security, and repose of this Confederacy reject the idea of interference or colonization on this side of the ocean by any foreign power beyond present jurisdiction as utterly inadmissible.

“The opportunities of observation, furnished by my brief experience as a soldier, confirmed in my own mind the opinion, entertained and acted upon by others from the formation of the Government, that the maintenance of large standing armies in our country would be not only dangerous, but unnecessary. They also illustrate the importance, I might say the absolute necessity, of the military science and practical skill furnished in such an eminent degree by the institution which has made your Army what it is under the discipline and instruction of offi-

cers not more distinguished for their solid attainments, gallantry, and devotion to the public service than for unobtrusive bearing and high moral tone. The Army, as organized, must be the nucleus around which in every time of need the strength of your military power, the sure bulwark of your defense—a national militia—may be readily formed into a well-disciplined and efficient organization. And the skill and self-devotion of the Navy assure you that you may take the performance of the past as a pledge for the future, and may confidently expect that the flag which has waved its untarnished folds over every sea will still float in undiminished honor. But these, like many other subjects, will be appropriately brought, at a future time, to the attention of the co-ordinate branches of the Government, to which I shall always look with profound respect and with trustful confidence that they will accord to me the aid and support which I shall so much need, and which their experience and wisdom will readily suggest.

“In the administration of domestic affairs you expect a devoted integrity in the public service, and an observance of rigid economy in all Departments, so marked as never justly to be questioned. If this reasonable expectation be not realized, I frankly confess that one of your leading hopes is doomed to disappointment, and that my efforts in a very important particular must result in a humiliating failure. Offices can be properly regarded only in the light of aids for the accomplishment of these objects; and as occupancy can confer no prerogative, nor importunate desire for preferment any claim, the public interest imperatively demands that they be considered with sole reference to the duties to be performed. Good citizens may well claim the protection of good laws and the benign influence of good government; but a claim for office is what the people of a Republic should never recognize. No reasonable man of any party will expect the administration to be so regardless of its responsibility, and of the obvious elements of success, as to retain persons known to be under the influence of political hostility and partisan prejudice, in positions which will require not only severe labor, but cordial co-operation. Having no implied engagements to ratify, no rewards to bestow, no resentments to remember, and no personal wishes to consult in selections for official station, I shall fulfill this difficult and delicate trust, admitting no motive as worthy either of my character or position which does not contemplate an efficient discharge of duty and the best interests of my country. I acknowledge my obligations to the masses of my countrymen, and to them alone. Higher objects than personal aggrandizement gave direction and energy to their exertions in the late canvass, and they shall not be disappointed. They require at my hands diligence, integrity, and capacity, wherever there are duties to be performed. Without these qualities in their public servants, more stringent laws for the prevention or punishment of fraud, negligence, and peculation, will be vain. With them they will be unnecessary.

“But these are not the only points to which you look for vigilant watchfulness. The dangers of a concentration of all power in the general government of a confederacy so vast as ours, are too obvious to be disregarded. You have a right, therefore, to expect your agents in every Department to regard strictly the limits imposed upon them by the Constitution of the United States. The great scheme of our constitutional liberty rests upon a proper distribution of power between the State and Federal authorities; and experience has shown that the harmony and happiness of our people must depend upon a just discrimination between the separate rights and responsibilities of the

States, and your common rights and obligations under the General Government. And here, in my opinion, are the considerations which should form the true basis of future concord in regard to the questions which have most seriously distracted public tranquillity. If the Federal Government will confine itself to the exercise of powers clearly granted by the Constitution, it can hardly happen that its action upon any question should endanger the institutions of the States, or interfere with their right to manage matters strictly domestic according to the will of their own people.

“In expressing briefly my views upon an important subject which has recently agitated the nation to almost a fearful degree, I am moved by no other impulse than a most earnest desire for the perpetuation of that Union which has made us what we are, showering upon us blessings, and conferring a power and influence which our fathers could hardly have anticipated, even with their most sanguine hopes directed to a far off future. The sentiments I now announce were not unknown before the expression of the voice which called me here. My own position upon this subject was clear and unequivocal, upon the record of my words and my acts, and it is only recurred to at this time because silence might perhaps be misconstrued. With the Union my best and dearest earthly hopes are entwined. Without it what are we individually or collectively? What becomes of the noblest field ever opened for the advancement of our race, in religion, in government, in the arts, and in all that dignifies and adorns mankind? From that radiant constellation which both illumines our own way and points out to struggling nations their course, let but a single star be lost, and if there be not utter darkness, the luster of the whole is dimmed. Do my countrymen need any assurance that such a catastrophe is not to overtake them while I possess the power to stay it? It is with me an earnest and vital belief, that as the Union has been the source, under Providence, of our prosperity to this time, so it is the surest pledge of a continuance of the blessings we have enjoyed, and which we are sacredly bound to transmit undiminished to our children. The field of calm and free discussion in our country is open, and will always be so, but never has been and never can be traversed for good in a spirit of sectionalism and uncharitableness. The founders of the Republic dealt with things as they were presented to them, in a spirit of self-sacrificing patriotism, and as time has proved, with a comprehensive wisdom, which it will always be safe for us to consult. Every measure tending to strengthen the fraternal feelings of all the members of our Union has had my heartfelt approbation. To every theory of society or government, whether the offspring of feverish ambition or of morbid enthusiasm, calculated to dissolve the bonds of law and affection which unite us, I shall interpose a ready and stern resistance. I believe that involuntary servitude, as it exists in different States of this Confederacy, is recognized by the Constitution. I believe that it stands like any other admitted right, and that the States where it exists are entitled to efficient remedies to enforce the constitutional provisions. I hold that the laws of 1850, commonly called the “compromise measures,” are strictly constitutional, and to be unhesitatingly carried into effect. I believe that the constituted authorities of this Republic are bound to regard the rights of the South in this respect, as they would view any other legal and constitutional right, and that the laws to enforce them should be respected and obeyed, not with a reluctance encouraged by abstract opinions as to their propriety in a different state of society, but cheerfully, and according to the decisions of the tribunal to which their ex-

positions belongs. Such have been, and are, my convictions, and upon them I shall act. I fervently hope that the question is at rest, and that no sectional, or ambitious, or fanatical excitement may again threaten the durability of our institutions, or obscure the light of our prosperity.

“But let not the foundation of our hope rest upon man’s wisdom. It will not be sufficient that sectional prejudices find no place in the public deliberations. It will not be sufficient that the rash counsels of human passion are rejected. It must be felt that there is no national security but in the nation’s humble, acknowledged dependence upon God and his overruling Providence.

“We have been carried in safety through a perilous crisis. Wise counsels, like those which gave us the Constitution, prevailed to uphold it. Let the period be remembered as an admonition, and not as an encouragement, in any section of the Union, to make experiments where experiments are fraught with such fearful hazard. Let it be impressed upon all hearts, that beautiful as our fabric is, no earthly power or wisdom could ever reunite its broken fragments. Standing as I do, almost within view of the green slopes of Monticello, and as it were, within reach of the tomb of Washington, with all the cherished memories of the past gathering around me, like so many eloquent voices of exhortation from Heaven, I can express no better hope for my country than that the kind Providence which smiled upon our fathers may enable their children to preserve the blessings they have inherited.”

And

The Senate returned to their Chamber.

On motion by Mr. Rusk,

Ordered, That the daily hour of the meeting of the Senate be twelve o’clock, meridian, until otherwise ordered.

On motion by Mr. Soulé,

Ordered, That when the Senate adjourn it be to Monday next.

On motion by Mr. Pettit,

The Senate adiourned.

MONDAY, MARCH 7, 1853.

Mr. Walker submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That a committee consisting of two members be appointed to wait on the President of the United States, and inform him that the Senate is assembled, and ready to receive any communications he may be pleased to make.

On motion by Mr. Walker,

Ordered, That the committee be appointed by the President *pro tempore*; and

Mr. Walker and Mr. Phelps were appointed.

Mr. Clayton submitted the following resolution for consideration:

Resolved, That the President be respectfully requested, if compatible, in his opinion with the public interest, to communicate to the Senate the propositions mentioned in the letter of the Secretary of State, accompanying the executive message to the Senate of the 18th of February last, as having been agreed upon by the Department of State, the British minister, and the state of Costa Rica on the 30th of April, 1852, having for their object the settlement of the territorial controversies between the states and Governments bordering on the river San Juan.

Resolved, That the Secretary of State be directed to communicate to the Senate such information as it may be in the power of his Department to furnish, in regard to the conflicting claims of Great Britain and the state of Honduras, and their respective titles to the Islands of Roaton, Bonaca, Utila, Barbarat, Helene and Morat, in or near the Bay of Honduras.

Mr. Morton submitted the following resolution; which was read:

Resolved, That there be paid out of the contingent fund of the Senate, to the honorable David L. Yulee, a sum equal to the amount of mileage and per diem compensation of a Senator, from the commencement of the first session of the 32d Congress to the 27th of August, 1852, the day on which the Senate decided that the honorable Stephen R. Mallory, whose seat in the Senate was claimed by Mr. Yulee, was duly elected a member of the Senate from the State of Florida.

Mr. Jones, of Iowa, submitted the following resolution; which was read:

Resolved, That the Secretary of the Senate pay the amount which may be allowed by the Committee to Audit and Control the Contingent Expenses of the Senate, for the expenses incurred during the last session, in repairing and fitting up for use two rooms in the basement of the Capitol.

Mr. Soule presented a memorial of the members of the legislature of the State of Louisiana, in relation to the election of the honorable Judah P. Benjamin to a seat in the Senate of the United States.

Ordered, That it lie on the table.

Mr. Walker, from the committee appointed to wait on the President of the United States and inform him that the Senate is assembled and ready to receive any communication he may be pleased to make, reported that they had performed the duty assigned them, and that the President replied, that he would forthwith make a communication to the Senate.

On motion by Mr. Mason,

Ordered, That the heir of William Lindsay have leave to withdraw his petition and papers.

The following messages from the President of the United States, received during the last session, were read:

To the Senate of the United States:

I nominate First Lieutenant David R. Jones, of the Second Regiment of Infantry, to be assistant adjutant-general with the brevet rank of captain, to fill a vacancy occasioned by the resignation of Assistant Adjutant-General Joseph Hooker.

MILLARD FILLMORE.

WASHINGTON, *February 22, 1852.*

To the Senate of the United States:

I nominate Doctor T. Charlton Henry, of Pennsylvania, for the appointment of assistant surgeon in the Army of the United States, as proposed in the accompanying communication from the Secretary of War.

MILLARD FILLMORE.

WASHINGTON, *February 23, 1853.*

WAR DEPARTMENT, *February 23, 1853.*

SIR: I have the honor respectfully to propose for your approbation the name of Doctor T. Charlton Henry, of Pennsylvania, to be assistant

surgeon in the Army of the United States, vice James W. Russell, resigned, to date from March 1, 1853. Doctor Henry is the first legally qualified candidate for appointment as assistant surgeon under the 1st section of the act "to increase and regulate the pay of the surgeons and assistant surgeons of the Army," approved June 30, 1834.

I am, sir, with great respect, your obt. servant,

C. M. CONRAD,
Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

To the Senate of the United States :

I nominate Charles J. Du Pont, junior, of Delaware, to be a purser in the Navy, to fill a vacancy occasioned by the resignation of Purser James C. Douglass.

MILLARD FILLMORE.

WASHINGTON, *February 24, 1853.*

To the Senate of the United States:

I nominate the officers named in the accompanying list for regular promotion in the Army of the United States, as proposed by the Secretary of War.

MILLARD FILLMORE.

WASHINGTON, *February 22, 1853.*

WAR DEPARTMENT, *February 22, 1853.*

SIR: I have the honor to lay before you the following list of officers for regular promotion in the Army of the United States :

Regiment of Mounted Riflemen.

Second Lieutenant Innis N. Palmer, adjutant of his regiment, to be first lieutenant, January 27, 1853.

Second Regiment of Infantry.

First Lieutenant Edward Murray to be captain, January 8, 1853, vice Westcott, deceased.

Second Lieutenant Nathaniel H. McLean to be first lieutenant, January 8, 1853, vice Murray, promoted.

Brevet Second Lieutenant Marshall T. Polk to be second lieutenant, January 8, 1853, vice McLean, promoted.

I am, sir, with great respect, your obt. sevt.,

C. M. CONRAD,
Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

To the Senate of the United States :

I nominate William Downsing for reappointment as the register of the land office at Columbus, Mississippi, whose term of service will expire on the first of March, 1853 ; and

Rufus Hewitt for reappointment as receiver of public moneys at Winamac, Indiana, whose term of office will expire on the 28th instant.

MILLARD FILLMORE.

EXECUTIVE OFFICE, *Washington, February 25, 1853.*

To the Senate of the United States :

I nominate Seneca W. Ely, of Ohio, to be a purser in the Navy, to fill the vacancy occasioned by the dismissal of Purser Dudley Walker.

MILLARD FILLMORE.

WASHINGTON, *February 25, 1853.*

To the Senate of the United States :

I nominate George W. Carr to be receiver of public moneys for the district of lands subject to sale at Jeffersonville, Indiana, in the place of Samuel Meriweather, deceased.

MILLARD FILLMORE.

EXECUTIVE CHAMBER, *February 26, 1853.*

To the Senate of the United States :

I nominate Jacob Newman to be marshal of the United States for the eastern district of Tennessee, in the place of Joseph Parsons, resigned.

MILLARD FILLMORE.

WASHINGTON, *February 26, 1853.*

To the Senate of the United States :

I nominate Eugene Erwin to be collector of the customs for the district and inspector of the revenue for the port of Monterey, in the State of California, in the place of William Henry Russell, resigned.

MILLARD FILLMORE.

EXECUTIVE MANSION, *Washington, February 28th, 1853.*

To the Senate of the United States :

I nominate Alexander Thompson to be consul of the United States at Maranhão, Brazil, in the place of John U. Pettit, resigned.

MILLARD FILLMORE.

WASHINGTON, *March 1, 1853.*

To the Senate of the United States :

I nominate J. Hersford Smith, now consul of the United States at Beirut, Syria, to be consul-general of the United States at the same place.

MILLARD FILLMORE.

WASHINGTON, *March 1, 1853.*

To the Senate of the United States :

I nominate Charles Hufnagle, now consul of the United States at Calcutta, to be consul-general of the United States at the same place.

MILLARD FILLMORE.

WASHINGTON, *March 1, 1853.*

To the Senate of the United States :

I nominate Robert John Floyd to be collector of the customs for the district and inspector of the revenue for the port of Apalachicola, in the State of Florida, in the place of Benjamin S. Hawley, deceased.

MILLARD FILLMORE.

EXECUTIVE MANSION, *Washington, March 1st, 1853.*

To the Senate of the United States :

I nominate James H. Stuart, of Pennsylvania, to be an assistant surgeon in the Navy, to fill the vacancy occasioned by the promotion of Passed Assistant Surgeon James Jeffray Brownlee.

J. Pembroke Thom, of Virginia, to be an assistant surgeon in the Navy, to fill a vacancy occasioned by the promotion of Passed Assistant Surgeon Stephen A. McCreery.

MILLARD FILLMORE.

WASHINGTON, *March 1, 1853.*

To the Senate of the United States :

I nominate Charles W. Christmas, who was commissioned during the recess of the Senate, to be register of the land office at Sauk Rapids, Minnesota Territory.

MILLARD FILLMORE.

EXECUTIVE OFFICE, *Washington, March 2d, 1853.*

To the Senate of the United States :

I nominate John T. Golding, an American citizen residing at Laguayra, to be consul of the United States at that place, in the room of Nicholas J. Keefe, removed.

MILLARD FILLMORE.

WASHINGTON, *March 2, 1853.*

To the Senate of the United States :

I nominate Reuben M. Richardson, who was commissioned during the recess of the Senate, to be receiver of public moneys at Sauk Rapids, Minnesota Territory.

MILLARD FILLMORE.

EXECUTIVE OFFICE, *Washington, March 2, 1853.*

To the Senate of the United States :

I nominate the persons named in the accompanying list for promotion and appointment in the Army of the United States, as proposed by the Secretary of War.

MILLARD FILLMORE.

WASHINGTON, *March 3, 1853.*

WAR DEPARTMENT, *March 3, 1853.*

SIR : I have the honor to lay before you the following list of officers for promotion and appointment in the Army of the United States :

PROMOTION.

Second Regiment of Artillery.

Second Lieutenant Henry Benson to be first lieutenant, March 2, 1853, vice Kipley, resigned.

APPOINTMENT.

Second Regiment of Artillery.

Benjamin P. McNeill, of New Hampshire, to be second lieutenant, March 2, 1853, vice Benson, promoted.

I am, sir, with great respect, y'r ob't serv't,

C. M. CONRAD,

Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

Whereupon

Mr. Mason submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the forementioned nominations having been made to the Senate at its last session by the late President of the United States, and having been neither approved nor rejected, it is now ordered, in compliance with the standing rule of the Senate, that they be no further acted on.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States :

I withdraw all nominations made to the Senate before the close of the last session and not definitely acted upon.

FRANK. PIERCE.

WASHINGTON, *March 7, 1853.*

To the Senate of the United States :

I nominate William L. Marcy, of New York, to be Secretary of State, in place of Edward Everett, resigned.

FRANK. PIERCE.

WASHINGTON, *March 7, 1853.*

To the Senate of the United States :

I nominate James Guthrie, of Kentucky, to be Secretary of the Treasury, in place of Thomas Corwin, resigned.

FRANK. PIERCE.

WASHINGTON, *March 7, 1853.*

To the Senate of the United States :

I nominate Robert McClelland, of Michigan, to be Secretary of the Interior, in place of Alexander H. Stuart, resigned.

FRANK. PIERCE.

WASHINGTON, *March 7, 1853.*

To the Senate of the United States :

I nominate Jefferson Davis, of Mississippi, to be Secretary of War, in place of Charles M. Conrad, resigned.

FRANK. PIERCE.

WASHINGTON, *March 7, 1853.*

To the Senate of the United States :

I nominate James C. Dobbin, of North Carolina, to be Secretary of the Navy, in place of John P. Kennedy, resigned.

FRANK. PIERCE.

WASHINGTON, *March 7, 1853.*

To the Senate of the United States :

I nominate James Campbell, of Pennsylvania, to be Postmaster-General, in place of Samuel D. Hubbard, resigned.

FRANK. PIERCE.

WASHINGTON, *March 7, 1853.*

To the Senate of the United States :

I nominate Caleb Cushing, of Massachusetts, to be Attorney-General, in place of J. J. Crittenden, resigned.

FRANK. PIERCE.

WASHINGTON, *March 7, 1853.*

The messages were read.

The Senate, by unanimous consent, proceeded to consider the nominations of William L. Marcy, James Guthrie, Robert McClelland, Jefferson Davis, James C. Dobbin, James Campbell, and Caleb Cushing; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion, the Senate adjourned.

TUESDAY, MARCH 8, 1853.

On motion by Mr. Badger, and by unanimous consent,

Ordered, That the following be the standing committees of the Senate:

A Committee on Foreign Relations, consisting of Mr. Mason, chairman, Mr. Douglas, Mr. Clayton, Mr. Norris, and Mr. Everett.

A Committee on Finance, consisting of Mr. Hunter, chairman, Mr. Bright, Mr. Pearce, Mr. Gwin, and Mr. Badger.

A Committee on Commerce, consisting of Mr. Hamlin, chairman, Mr. Soulé, Mr. Seward, Mr. Dodge of Wisconsin, and Mr. Benjamin.

A Committee on Military Affairs, consisting of Mr. Shields, chairman, Mr. Borland, Mr. Dawson, Mr. Fitzpatrick, and Mr. Jones, of Tennessee.

A Committee on Naval Affairs, consisting of Mr. Gwin, chairman, Mr. Mallory, Mr. Fish, Mr. Thomson, of New Jersey, and Mr. Toombs.

A Committee on Public Lands, consisting of Mr. Borland, chairman, Mr. Dodge, of Iowa, Mr. Pratt, Mr. Pettit, and Mr. Thompson, of Kentucky.

A Committee on Indian Affairs, consisting of Mr. Sebastian, chairman, Mr. Walker, Mr. Cooper, Mr. Rusk, and Mr. Smith.

A Committee on Patents and the Patent Office, consisting of Mr. James, chairman, Mr. Evans, Mr. Dawson, Mr. Stuart, and Mr. Smith.

A Committee on the Judiciary, consisting of Mr. Butler, chairman, Mr. Toucey, Mr. Geyer, Mr. Stuart, and Mr. Phelps.

A Committee of Claims, consisting of Mr. Brodhead, chairman, Mr. Adams, Mr. Pratt, Mr. Chase, and Mr. Wade.

A Committee on the Post-Office and Post-Roads, consisting of Mr. Rusk, chairman, Mr. Soulé, Mr. Morton, Mr. Hamlin, and Mr. Smith.

A Committee on Roads and Canals, consisting of Mr. Bright, chairman, Mr. Douglas, Mr. Geyer, Mr. Adams, and Mr. Sumner.

A Committee on Pensions, consisting of Mr. Jones, of Iowa, chairman, Mr. Weller, Mr. Foot, Mr. Evans, and Mr. Toombs.

A Committee on the District of Columbia, consisting of Mr. Shields, chairman, Mr. Norris, Mr. Badger, Mr. Mallory, and Mr. Cooper.

A Committee on Territories, consisting of Mr. Douglas, chairman, Mr. Weller, Mr. Cooper, Mr. Houston, and Mr. Jones, of Tennessee.

A Committee to Audit and Control the Contingent Expenses of the Senate, consisting of Mr. Dodge, of Iowa, chairman, Mr. Foot, and Mr. Bright.

A Committee on Public Buildings, consisting of Mr. James, chairman, Mr. Badger, and Mr. Hunter.

A Committee on the Library, consisting of Mr. Pearce, chairman, Mr. Bayard, and Mr. Atherton.

A Committee on Printing, consisting of Mr. Borland, chairman, Mr. Hamlin, and Mr. Smith.

The Senate proceeded to consider the resolutions submitted yesterday by Mr. Clayton, respecting certain propositions for the settlement of the territorial controversies between the states and Governments bordering on the river San Juan; and,

After debate,

On motion by Mr. Smith,

Ordered, That the further consideration thereof be postponed until to-morrow.

The following message, received from the President of the United States the 1st of March, was read:

To the Senate of the United States :

In answer to the resolution of the Senate of the 17th January last, requesting information in regard to the fisheries on the coasts of the American provinces, I transmit a report of the Secretary of State, and the documents which accompanied it. 2

MILLARD FILLMORE.

WASHINGTON, *February* 28, 1853.

Ordered, That it be printed. (in confidence) 3

The following messages from the President of the United States, received during the last session, were read:

To the Senate of the United States :

I transmit to the Senate for its consideration, with a view to ratification, a consular convention concluded in this city on the 23d instant between the United States and His Majesty the Emperor of the French. /

MILLARD FILLMORE.

WASHINGTON, *25th February*, 1853.

To the Senate of the United States :

I herewith transmit, for the consideration and advice of the Senate, a treaty recently entered into with the Apache Indians, in New Mexico, by Colonel Sumner and Mr. Greiner, acting on behalf of the United States, together with the letter of Colonel Sumner on the subject of the treaty, and reports thereon from the Commissioner of Indian Affairs and the Secretary of the Interior. 3

MILLARD FILLMORE.

WASHINGTON, *February* 28, 1853.

The consular convention between the United States of America and His Majesty the Emperor of the French, concluded in the City of Washington on the 23d day of February, 1853, was read the first time; and,

On motion by Mr. Mason,

Ordered, That the convention, with the message communicating the same, be referred to the Committee on Foreign Relations and printed in confidence for the use of the Senate. (1)

The treaty between Colonel E. V. Sumner, commanding the Ninth Military Department and in charge of the executive office in New Mex-

ico, and John Greiner, Indian agent, on the part of the United States, and certain chiefs acting in behalf of the Apache Nation of Indians, concluded at Santa Fé, New Mexico, on the first day of July, 1852, was read the first time.

On motion by Mr. Borland,

Ordered, That the treaty, with the message and accompanying documents, be referred to the Committee on Indian Affairs and printed in confidence for the use of the Senate.

On motion by Mr. Atchison,

The Senate adjourned.

WEDNESDAY, MARCH 9, 1853.

Mr. James presented resolutions of the legislature of Rhode Island relative to the imprisonment of James H. West, a citizen of the United States, and the seizure of his property by the authorities of the Island of Cuba; which were read.

Ordered, That they be printed.

Mr. Mason submitted the following resolution, which was considered, by unanimous consent, and agreed to:

Resolved, That the President of the United States be requested, if in his opinion not incompatible with the public interest, to communicate to the Senate copies of any correspondence relating to the imprisonment or detention in custody of James H. West, a citizen of the United States, at Saugua le Grande, in the Island of Cuba, and of the seizure of his property by the authorities of said island, together with all information connected therewith.

The Senate resumed the consideration of the resolutions submitted by Mr. Clayton, the 7th instant, respecting certain propositions for the settlement of the territorial controversies between the States and Governments bordering on the river San Juan; and,

On motion by Mr. Douglas,

Ordered, That the further consideration thereof be postponed until to-morrow.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Sidney Webster, of New Hampshire, to be secretary to the President, to sign patents for lands, in place of M. P. Fillmore, resigned.

FRANKLIN PIERCE.

WASHINGTON, *March 9, 1853.*

To the Senate of the United States:

I nominate William Henry Vesey, of Pennsylvania, to be consul of the United States for the port of Havre, in France, in place of Lorenzo Draper, recalled.

FRANKLIN PIERCE.

WASHINGTON, *March 9th, 1853.*

To the Senate of the United States:

I nominate John F. Bacon, of New York, to be consul of the United States at Nassau, in the Island of New Providence, in place of Timothy Darling, resigned.

FRANKLIN PIERCE.

WASHINGTON, *March 9, 1853.*

To the Senate of the United States:

I nominate the persons named in the accompanying list for regular promotion and for appointment in the Army of the United States, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, *March 9, 1853.*

WAR DEPARTMENT, *March 9, 1853.*

SIR: I have the honor to lay before you the following list of persons for regular promotion and for appointment in the Army of the United States:

I. REGULAR PROMOTIONS.

Ordnance Department.

Second Lieutenant Charles P. Stone to be first lieutenant, February 26, 1853, vice Dearborn, deceased.

Brevet Second Lieutenant George T. Balch to be second lieutenant, February 26, 1853, vice Stone, promoted.

First Regiment of Dragoons.

First Lieutenant John W. T. Gardiner to be captain October 9, 1851, vice Kearny, resigned.

Second Lieutenant John Adams to be first lieutenant, October 9, 1851, vice Gardiner, promoted.

Second Lieutenant Thomas F. Castor to be first lieutenant, October 9, 1851, vice Coutts, resigned.

Second Lieutenant Orren Chapman to be first lieutenant, February 1, 1853, vice Love, resigned.

Brevet Second Lieutenant William T. Magruder to be second lieutenant, October 9, 1851, vice Castor, promoted.

Brevet Second Lieutenant Robert Ransom, junior, to be second lieutenant, October 9, 1851, vice Adams, promoted.

Brevet Second Lieutenant Robert Johnston to be second lieutenant, February 1, 1853, vice Chapman, promoted.

Regiment of Mounted Riflemen.

Second Lieutenant Dabney H. Maury to be first lieutenant, January 27, 1853, vice Hawkins, dismissed.

Second Lieutenant Innis N. Palmer, adjutant of his regiment, to be first lieutenant, January 27, 1853.

Brevet Second Lieutenant Joseph G. Tilford to be second lieutenant, January 27, 1853, vice Maury, promoted.

Second Regiment of Artillery.

Second Lieutenant Henry Benson to be first lieutenant, March 2, 1853, vice Ripley, resigned.

First Regiment of Infantry.

First Lieutenant Joseph B. Plummer to be captain, May 1, 1852, vice La Motte, promoted major in the Fifth Regiment of Infantry.

Second Lieutenant Andrew G. Miller to be first lieutenant, May 1, 1852, vice Plummer, promoted.

Second Lieutenant Daniel Huston, jr., to be first lieutenant, December 31, 1852, vice Brewerton, resigned.

Brevet Second Lieutenant James B. Greene to be second lieutenant, May 1, 1852, vice Miller, promoted.

Brevet Second Lieutenant Charles R. Woods to be second lieutenant, July 31, 1852, vice Alvord, resigned.

Brevet Second Lieutenant Peter T. Swaine to be second lieutenant, December 31, 1852, vice Huston, promoted.

Second Regiment of Infantry.

Captain Hannibal Day to be major, February 23, 1852, vice Seawell, promoted lieutenant-colonel of the Eighth Regiment of Infantry.

Captain William R. Montgomery, of the Eighth Regiment of Infantry, to be major, December 7, 1852, vice Miller, promoted.

First Lieutenant Alfred Sully to be captain, February 23, 1852, vice Day, promoted.

First Lieutenant Edward Murray to be captain, January 8, 1853, vice Westcott, deceased.

Second Lieutenant George H. Paige to be first lieutenant, February 23, 1852, vice Sully, promoted.

Second Lieutenant Nathaniel H. McLean to be first lieutenant, January 8, 1853, vice Murray, promoted.

Brevet Second Lieutenant Adolphus F. Bond to be second lieutenant, February 23, 1852, vice Paige, promoted.

Brevet Second Lieutenant Marshall T. Polk to be second lieutenant, January 8, 1853, vice McLean, promoted.

Fifth Regiment of Infantry.

Captain Joseph H. La Motte, of the First Regiment of Infantry, to be major, May 1, 1852, vice Abercrombie, promoted lieutenant-colonel of the Second Regiment of Infantry.

Sixth Regiment of Infantry.

Captain Albemarle Cady to be major, January 27, 1853, vice Kingsbury, dismissed.

First Lieutenant Thomas Hendrickson to be captain, January 27, 1853, vice Cady, promoted.

Second Lieutenant Winfield S. Hancock to be first lieutenant, January 27, 1853, vice Hendrickson, promoted.

Brevet Second Lieutenant Robert E. Patterson to be second lieutenant, January 27, 1853, vice Hancock, promoted.

Eighth Regiment of Infantry.

First Lieutenant James Longstreet to be captain, December 7, 1852, vice Montgomery, promoted major in the Second Regiment of Infantry.

Second Lieutenant Horace Haldeman to be first lieutenant, September 13, 1852, vice Street, deceased.

Second Lieutenant Theodore Fink to be first lieutenant, December 7, 1852, vice Longstreet, promoted.

Brevet Second Lieutenant Robert G. Cole to be second lieutenant, May 25, 1852, vice Bold, deceased.

Brevet Second Lieutenant Frederick M. Follett to be second lieutenant, September 13, 1852, vice Haldeman, promoted.

Brevet Second Lieutenant Melancthon Smith to be second lieutenant, December 7, 1852, vice Fink, promoted.

II. APPOINTMENTS.

Adjutant-General's Department.

First Lieutenant David R. Jones, of the Second Regiment of Infantry, to be assistant adjutant-general with the brevet rank of captain, to fill a vacancy occasioned by the resignation of Assistant Adjutant-General Joseph Hooker.

Medical Department.

T. Charleton Henry, of Pennsylvania, to be an assistant surgeon, vice James W. Russell, resigned, to date from March 1, 1853.

Second Regiment of Artillery.

Benjamin P. McNeil, of New Hampshire, to be second lieutenant, March 2, 1853, vice Benson, promoted.

I am, sir, with great respect, your ob't ser't,

JEFFER. DAVIS,
Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

The messages were read.

The Senate, by unanimous consent, proceeded to consider the nomination of Sidney Webster; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Ordered, That the nominations of William Henry Vesey and John F. Bacon be referred to the Committee on Commerce.

Ordered, That the nominations of Charles P. Stone and others for promotion and appointment in the Army be referred to the Committee on Military Affairs.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, on the 24th February last, the convention between the United States of America and Her Britannic Majesty for the adjustment of certain claims of citizens of the United States on the British Government and of British subjects on the Government of the United States, concluded at London the 8th day of February, 1853, reported it without amendment.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, on the 15th December last, the convention between the United States of America and Belgium, for regulating the right of inheriting and acquiring property, concluded at the city of Washington the 25th day of August, 1852, reported it without amendment.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 7th February last, the new draft of a general convention of friendship, reciprocal establishments, commerce, and for the surrender of fugitive criminals between the United States of America and the Swiss Confederation, concluded at the city of Berne the 25th November, 1850, reported it without amendment.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 24th February last, the treaty of extradition between the United States and Belgium, concluded at Washington the 11th February, 1853, reported it without amendment.

The said treaty was read the second time, and considered as in Committee of the Whole; and,

On motion by Mr. Mason,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the convention for the mutual delivery of criminals, fugitives from justice, in certain cases, concluded between the United States on the one part, and Prussia and other states of the Germanic Confederation on the other part, at Washington the 6th June, 1852; and no amendment being made thereto, it was reported to the Senate.

Mr. Mason submitted the following resolution for consideration :

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the convention for the mutual delivery of criminals, fugitives from justice, in certain cases, concluded between the United States on the one part, and Prussia and other states of the Germanic Confederation on the other part, at Washington the sixteenth of June, eighteen hundred and fifty-two.

On motion by Mr. Weller,

The Senate adjourned.

THURSDAY, MARCH 10, 1853.

The Senate resumed the consideration of the resolutions submitted by Mr. Clayton in relation to certain documents relating to the territorial controversies between the states and Governments bordering on the river San Juan and the conflicting claims of Great Britain and the state of Honduras; and,

After debate,

Ordered, That the further consideration thereof be postponed until to-morrow.

Mr. Cooper submitted the following resolution; which was considered, by unanimous consent, and agreed to :

Resolved, That the Secretary of the Navy be, and he is hereby, required to communicate to the Senate the contract entered into with Messrs. Howland and Aspinwall for supplying the Japan squadron with coal; the price per ton which the said coal will cost delivered in the Chinese seas; the amount of commissions and insurance, respectively; together with the rate of exchange which the Government will be required to pay for such of the coal as may be purchased in England; that the Secretary be also required to inform the Senate whether offers were made by other parties than Messrs. Howlands and Aspinwall to supply the above-named squadron with coal, by delivering the same at such places as might be designated in the Chinese seas; the prices per ton at which these parties proposed to deliver it, stating particularly the rates at which anthracite, American bituminous, and English bituminous were respectively offered; and whether, after these offers had been made, a contract at higher prices was not entered into with Messrs. Howland and Aspinwall for English coal; that the Secretary be further required to inform the Senate whether, previous to the time of contracting for the supply of the said squadron with coal, the Government had not regularly authorized agents employed for the express purpose of purchasing and inspecting all coal necessary for the supply of the Navy,

and what commission the said agents receive, by way of compensation for their services; that he be required, further, to inform the Senate whether Messrs. Howland and Aspinwall were not appointed agents to purchase and inspect the whole or a great part of the coal necessary for the supply of the Japan squadron; whether the commissions allowed them are not double the amount of those allowed and paid to the regular purchasing and inspecting agents; and whether the said commissions are not counted on the gross price of the coal, namely, on the price with freight, exchange, and insurance added; that he be required also to inform the Senate what quantity of coal it is estimated will be required for the supply of the said squadron annually, and what kind principally will be used; what amount of demurrage has been paid, and for what quantity of coal; for what length of time, and to whom; also what rate of demurrage is to be paid hereafter.

On motion by Mr. Gwin,

Ordered, That Washington M. Ryer have leave to withdraw his petition and papers.

• Mr. Sebastian submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That all business heretofore referred to the Committee on Indian Affairs, and pertaining to the business of the executive session, and not reported on or otherwise definitely disposed of, be again referred to said committee, with like power and authority possessed by them at the late session.

Mr. Sebastian submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of the Interior be directed to furnish a statement of the amounts paid as annuities under the different treaties with the Choctaw tribe of Indians, specifying the amount and date of each payment, and including the interest on investments under the treaty of 1837, together with a statement, in detail, of expenditures under the various treaty provisions for education.

Mr. Brodhead submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the clerk to the Committee of Claims be continued as heretofore, until otherwise ordered by the Senate, to be employed in completing and keeping up the index of the reports of the committee authorized by the resolution of March, 1851, and in such duties as the committee may require.

Mr. Badger submitted the following resolution for consideration:

Resolved, That the Secretary of the Senate have published in the daily National Intelligencer the full debates and proceedings of the Senate for the late legislative session, and pay the same compensation therefor as is allowed to the Union and Globe, and *pro rata* for what has been reported and published in the Intelligencer during the present Congress.

Mr. Chase submitted the following resolution for consideration:

Resolved, That two thousand additional copies of the report of Captain R. B. Marcy, of his exploration of the waters of the Red River (ordered to be printed by the resolution of the Senate of the 4th of February last), be printed for the use of the Senate, two hundred copies of which to be furnished to Captain Marcy; and that two hundred copies of the report of Captain Sitgreaves (ordered to be printed for the use of the Senate) be furnished to Captain Sitgreaves.

On motion by Mr. Rusk,

Ordered, That when the Senate adjourn, it be to Monday next.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate George W. Carr to be receiver of public moneys at Jeffersonville, Indiana, in place of Samuel Merriwether, deceased.

FRANKLIN PIERCE.

WASHINGTON, *March 10, 1853.*

To the Senate of the United States :

I nominate Jesse B. Clements to be marshal of the United States for the middle district of Tennessee, in place of William M. Brown, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 10, 1853.*

To the Senate of the United States :

I nominate William M. Lowry to be marshal of the United States for the eastern district of Tennessee, in place of I. Parsons, resigned.

FRANKLIN PIERCE.

WASHINGTON, *March 10, 1853.*

To the Senate of the United States :

I nominate Samuel Edwards, now a master in the line of promotion, to be a lieutenant in the Navy, from the 17th of January, 1853, to fill a vacancy occasioned by the death of Lieutenant Charles Heywood.

Charles W. Place, now a master in the line of promotion, to be a lieutenant in the Navy, from the 21st of February, 1853, to fill a vacancy occasioned by the death of Lieutenant George W. Chapman.

Thomas S. English, now a captain, to be a major in the Marine Corps, from the 18th of February, 1853, to fill a vacancy occasioned by the death of Major Thomas A. Linton.

James H. Stuart, of Pennsylvania, and J. Pembroke Thom, of Virginia, to be assistant surgeons in the Navy, to fill vacancies occasioned by the promotions of Passed Assistant Surgeons James J. Brownlee and Stephen A. McCreery.

FRANKLIN PIERCE.

WASHINGTON, *March 10, 1853.*

To the Senate of the United States :

I nominate Samuel J. Bridge to be appraiser-general to be employed on the Pacific coast, under the act approved March 3, 1853.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 10, 1853.*

The messages were read.

Ordered, That the nominations of George W. Carr and Samuel J. Bridge be referred to the Committee on Finance.

Ordered, That the nominations of Jesse B. Clements and William M. Lowry be referred to the Committee on the Judiciary.

Ordered, That the nominations of Samuel Edwards, Charles W. Place, Thomas S. English, James H. Stuart, and J. Pembroke Thom be referred to the Committee on Naval Affairs.

On motion, the Senate adjourned.

MONDAY, MARCH 14, 1853.

On motion by Mr. Everett,

Ordered, That two thousand copies of the message of the President of the United States, of the 28th of February, in relation to the fisheries, be printed for the use of the Senate.

The President *pro tempore* laid before the Senate a report of the Postmaster-General, communicating, in further compliance with a resolution of the Senate, a contract with Messrs. Ramsey and Carmick for the transportation of the mails to San Francisco; which was read.

Ordered, That it be referred to the Committee on the Post-Office and Post-Roads and printed.

Mr. James submitted documents in relation to an outrage on James H. West, a citizen of the United States, by the authorities of the Island of Cuba; which were referred to the Committee on Foreign Relations and printed.

Mr. Adams submitted the following resolution for consideration :

Resolved, That the Senate will, at this session, elect a Secretary and Sergeant-at-Arms.

The Senate proceeded to consider the resolution submitted by Mr. Chase to provide for the printing of two thousand additional copies of Captain Marcy's report, and furnishing Captain Sitgreaves with two hundred copies of his report; and

The resolution was agreed to.

The Senate resumed the consideration of the resolution submitted by Mr. Clayton the 7th instant, respecting certain propositions for the settlement of the territorial controversies between the states and Governments bordering on the river San Juan, and the conflicting claims of Great Britain and the State of Honduras; and,

After debate,

On motion,

Ordered, That the further consideration thereof be postponed until to-morrow.

The President *pro tempore* laid before the Senate a report of the Secretary of the Navy, communicating, in compliance with a resolution of the Senate, information in relation to the contract with Howland and Aspinwall for supplying the Japan squadron with coal; which was read.

Ordered, That it lie on the table and be printed.

On motion by Mr. Thompson, of Kentucky,

Ordered, That E. P. Calkins and Company have leave to withdraw their petition and papers.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 9th instant, the nominations of William Henry Vesey and John F. Bacon, reported.

Mr. Hunter, from the Committee on Finance, to whom were referred, the 10th instant, the nominations of Samuel J. Bridge and George W. Carr, reported.

On motion,

The Senate adjourned.

TUESDAY, MARCH 15, 1853.

On motion by Mr. Rusk,

Ordered, That Harriet F. Fisher have leave to withdraw her petition and papers.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Alpheus Felch, of Michigan, Robert A. Thompson, of Virginia, and Thompson Campbell, of Illinois, to be commissioners under the act of Congress approved 3d March, 1851, entitled "An act to ascertain and settle the private land claims in California," vice John L. Helm, of Kentucky, whose nomination was not acted on by the Senate, and Hiland Hall, of Vermont, and Harry I. Thornton, of Alabama, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 14, 1853.*

To the Senate of the United States:

I nominate Theopolis L. Toulmin to be deputy postmaster at Mobile, Alabama, in place of Oliver S. Beers, removed.

FRANKLIN PIERCE

EXECUTIVE CHAMBER, *March 14, 1853.*

To the Senate of the United States:

I nominate Samuel D. Heap to be consul of the United States for the city and Kingdom of Tunis, in place of Joseph H. Nicholson, recalled.

FRANKLIN PIERCE.

WASHINGTON, *March 11, 1853.*

To the Senate of the United States:

I nominate George A. Z. Smith to be collector of the customs for the district and inspector of the revenue for the port of Vienna, in the State of Maryland, vice Hooper C. Hicks, resigned.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 15, 1853.*

To the Senate of the United States:

I nominate Oliver S. Dewey to be collector of the customs for the district and inspector of the revenue for the port of Ocracoke, in the State of North Carolina, vice Joshua Tayloe, whose commission will expire on the 15th of March, 1853.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 15, 1853.*

To the Senate of the United States:

I nominate Charles G. Greene to be naval officer for the district of Boston and Charlestown, in the State of Massachusetts, vice Charles Hudson, whose commission will expire on the 13th of March, 1853

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 14, 1853.*

To the Senate of the United States :

I nominate Charles H. Peaslee to be collector of the customs for the district of Boston and Charlestown, in the State of Massachusetts, vice Philip Greely, jr., resigned.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 14th, 1853.*

To the Senate of the United States :

I nominate Robert Parks to be collector of the customs for the district of Cuyahoga and inspector of the revenue for the port of Cleveland, in the State of Ohio, vice Cornelius L. Russell, resigned.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 14th, 1853.*

To the Senate of the United States :

I nominate William B. Snowhook to be collector of the customs for the district and inspector of the revenue for the port of Chicago, in the State of Illinois, vice Jacob Russell, removed.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 12th, 1853.*

To the Senate of the United States :

I nominate Kittridge Sheldon to be surveyor for the district and inspector of the revenue for the port of Portsmouth, in the State of New Hampshire, vice John N. Frost, whose commission will expire on the 15th of March, 1853.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 15, 1853.*

To the Senate of the United States :

I nominate Minott A. Osborn to be collector of the customs for the district of New Haven, in the State of Connecticut, vice James Donaghe, whose commission expired on the 13th of March, 1853.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *March 14, 1853.*

To the Senate of the United States :

I nominate George S. Hawkins to be collector of the customs for the district and inspector of the revenue for the port of Apalachicola, in the State of Florida, vice Benjamin S. Hawley, deceased.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 15, 1853.*

To the Senate of the United States :

I nominate Addison C. Gibbs to be collector of the customs for the district of Umpqua and inspector of the revenue for the port of Scottsville, in the Territory of Oregon, vice Collin Wilson, removed.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 15, 1853.*

To the Senate of the United States :

I nominate Thomas D. Winner to be collector of the customs for the district of Great Egg Harbor and inspector of the revenue for the port

of Bargaintown, in the State of New Jersey, vice Richard C. Holmes, whose commission will expire on the 19th of March, 1853.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 15, 1853.*

To the Senate of the United States :

I nominate John P. Baldwin to be collector of the customs for the district and inspector of the revenue for the port of Key West, in the State of Florida, vice Samuel I. Douglass, removed.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 15, 1853.*

To the Senate of the United States :

I nominate Peter G. Stuart to be surveyor and inspector of the revenue for the port of Pacific City, in the Territory of Oregon, vice George P. Newell, removed.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 14, 1853.*

To the Senate of the United States :

I nominate William M. King to be surveyor and inspector of the revenue for the port of Portland, in the Territory of Oregon, vice Thomas I. Dryer, removed.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 14, 1853.*

To the Senate of the United States :

I nominate John Adair to be collector of the customs for the district of Oregon and inspector of the revenue for the port of Astoria, in the Territory of Oregon, vice George Gibbs, removed.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 14, 1853.*

To the Senate of the United States :

I nominate Robert W. Dunbar to be surveyor and inspector of the revenue for the port of Milwaukie, in the Territory of Oregon, vice Nicholas Du Bois, removed.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 14, 1853.*

To the Senate of the United States :

I nominate Henry Crocker to be appraiser of merchandise for the port of Boston, in the State of Massachusetts, vice Samuel I. Bridge, nominated for general appraiser on the Pacific coast.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 12, 1853.*

To the Senate of the United States :

I nominate Henry M. Bishop to be assistant treasurer of the United States at Boston, in the State of Massachusetts, vice Franklin Haven, resigned (to take effect from July 1, 1853).

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 14, 1853.*

To the Senate of the United States :

I nominate George E. Hand to be attorney of the United States for the district of Michigan, in place of Samuel Barstow, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 14, 1853.*

To the Senate of the United States :

I nominate Fernando J. Moreno, of Key West, to be marshal of the United States for the southern district of Florida, in place of Walter C. Maloney, resigned

FRANKLIN PIERCE.

WASHINGTON, *March 14, 1853.*

To the Senate of the United States :

I nominate Robert I. Chester to be marshal of the United States for the western district of Tennessee, in place of A. Guthrie, resigned.

FRANKLIN PIERCE.

WASHINGTON, *March 12, 1853.*

To the Senate of the United States :

I nominate George L. Curry, of Oregon City, to be secretary of the Territory of Oregon, in place of Edward Hamilton, removed.

I nominate I. W. Nesmith, of Nesmith's Mills, to be marshal of the Territory of Oregon, in place of Joseph L. Meek, whose commission has expired.

I nominate Benjamin F. Harding, of Salem, Oregon, to be attorney of the United States for the district of Oregon, in place of Amory Holbrook, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 15th, 1853.*

To the Senate of the United States :

I nominate O. C. Pratt to be chief justice of the Territory of Oregon, in the place of Thomas Nelson, removed.

I nominate Mordecai P. Deady and Cyrus Olney to be associate justices of the Territory of Oregon, in the places of Charles R. Train, resigned, and William Strong, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 15th, 1853.*

To the Senate of the United States :

I nominate Cortez D. Kavenaugh to be deputy postmaster at Huntsville, Alabama, in place of I. I. Pitnam, whose commission will expire on the 14th of March, 1853.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 14, 1853.*

To the Senate of the United States :

I nominate Alexander Galt to be deputy postmaster at Norfolk, Virginia, in place of John P. Leigh.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 14, 1853.*

To the Senate of the United States :

I nominate Jacob Carter to be deputy postmaster at Concord, New Hampshire, in place of Ephraim Hutchins, whose commission will expire on the 14th of March, 1853.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 14, 1853.*

To the Senate of the United States :

I nominate Thomas B. Bigger deputy postmaster at Richmond, Henrico County, Virginia, whose term of service will expire on the 15th of March, 1853.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *March 15, 1853.*

I nominate Turner W. Ashbey to be deputy postmaster at Alexandria, in the county of Alexandria, State of Virginia, in place of Daniel Bryan, resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 15, 1853.*

To the Senate of the United States :

I nominate Robert B. Campbell, of Texas, to be commissioner for running the boundary line between the United States and the Republic of Mexico, under the fifth article of the treaty with that Republic concluded on the 2d February, 1848, vice John R. Bartlett, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 14, 1853.*

To the Senate of the United States :

I nominate John Randolph Clay, of Pennsylvania, to be envoy extraordinary and minister plenipotentiary of the United States to the Republic of Peru.

FRANKLIN PIERCE.

WASHINGTON, *March 14, 1853.*

To the Senate of the United States :

I nominate Theodore S. Fay, of New York, to be minister resident of the United States in Switzerland.

FRANKLIN PIERCE.

WASHINGTON, *March 14, 1853.*

To the Senate of the United States :

I nominate James Long, of Illinois, to be register of the land office for the district of lands subject to sale at Chicago, Illinois, vice Alfred Cowles, whose term of service expired on the 13th instant.

Michael G. Dale, of Illinois, to be register of the land office for the district of lands subject to sale at Edwardsville, Illinois, vice Mathew Gillespie, whose term of service expired on the 13th instant.

Robert C. Wilson, of Illinois, to be receiver of public moneys for the district of lands subject to sale at Palestine, Illinois, vice Jesse K. Duhois, whose term of service expired on the 13th instant.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 15, 1853.*

To the Senate of the United States:

I nominate Benjamin Heriot to be Navy agent for the port of Charleston, South Carolina, for four years, his former commission having expired.

FRANKLIN PIERCE.

WASHINGTON, *March 15, 1853.*

To the Senate of the United States :

I nominate Thomas Hoyne to be attorney of the United States for the district of Illinois, in the place of Archibald Williams, removed.

FRANKLIN PIERCE.

WASHINGTON, *12th March, 1853.*

To the Senate of the United States :

I nominate Daniel Wan to be surveyor and inspector of the revenue for the port of Galena, in the State of Illinois.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *Washington, March 12th, 1853.*

To the Senate of the United States :

I nominate Joseph Lane, of Oregon, to be governor of the Territory of Oregon, in place of John P. Gaines, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 15, 1853.*

The messages were read.

The Senate, by unanimous consent, proceeded to consider the nominations of Alpheus Felch, Robert A. Thompson, Thompson Campbell, and Theophilus L. Toulmin; and

Resolved, That the Senate advise and consent to the appointment of the said person agreeably to their nominations respectively.

Ordered, That the nominations of Samuel D. Heap, George A. Z. Smith, Oliver S. Dewey, Charles G. Greene, Charles H. Peaslee, Robert Parks, William B. Snowhook, Kittridge Sheldon, Minott A. Osborn, George S. Hawkins, Addison C. Gibbs, Thomas D. Winner, John P. Baldwin, Peter G. Stuart, William M. King, John Adair, Daniel Wan, and Robert W. Dunbar, be referred to the Committee on Commerce.

Ordered, That the nominations of George E. Hand, Fernando J. Moreno, Robert I. Chester, George L. Curry, J. W. Nesmith, Benjamin F. Harding, O. C. Pratt, Mordecai P. Deady, Cyrus Olney, and Thomas Hoyne be referred to the Committee on the Judiciary.

Ordered, That the nominations of Robert B. Campbell, John Randolph Clay, and Theodore S. Fay be referred to the Committee on Foreign Relations.

Ordered, That the nominations of Henry Crocker and Henry M. Bishop be referred to the Committee on Finance.

Ordered, That the nominations of Cortez D. Kavanaugh, Alexander Galt, Jacob Carter, Thomas B. Bigger, and Turner W. Ashby be referred to the Committee on the Post-Office and Post-Roads.

Ordered, That the nominations of James Long, Michael G. Dale, and Robert C. Wilson be referred to the Committee on Public Lands.

Ordered, That the nomination of Benjamin D. Heriot be referred to the Committee on Naval Affairs.

Mr. Butler, from the Committee on the Judiciary, to whom was referred, the 10th instant, the nomination of Jesse B. Clements, reported.

The Senate proceeded to consider the nomination of Samuel J. Bridge; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The convention between the United States of America and Her Britannic Majesty, for the adjustment of certain claims of citizens of the United States on the British Government, and of British subjects upon the Government of the United States, concluded at London the 8th day of February, 1853, was read the second time, and considered as in Committee of the Whole; and no amendment being made thereto, it was reported to the Senate.

Mr. Mason submitted the following resolution for consideration:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the convention between the United States of America and Her Britannic Majesty for the adjustment of certain claims of citizens of the United States on the British Government, and of British subjects on the Government of the United States, concluded at London the eighth day of February, eighteen hundred and fifty-three.

The Senate, by unanimous consent, proceeded to consider the said resolution; and on the question to agree thereto,

It was determined in the affirmative, {	Yeas	30
	Nays	5

Those who voted in the affirmative are,

Messrs. Atchison, Atherton, Badger, Bayard, Benjamin, Brodhead, Butler, Chase, Clayton, Cooper, Dodge of Wisconsin, Dodge of Iowa, Evans, Everett, Fish, Fitzpatrick, Geyer, Hamlin, James, Jones of Iowa, Mallory, Mason, Morton, Pearce, Rusk, Sebastian, Stuart, Sumner, Thompson of Kentucky, Toucey.

Those who voted in the negative are,

Messrs. Douglas, Norris, Pettit, Soulé, Weller.

So the resolution was agreed to.

Ordered, That the Secretary lay the said resolution before the President of the United States.

The Senate proceeded to consider the resolution submitted by Mr. Mason, the 9th instant, for the ratification of the convention with Prussia and other states of the Germanic Confederation, concluded the 16th of June, 1852; and on the question to agree thereto,

It was determined in the affirmative, {	Yeas	25
	Nays	12

Those who voted in the affirmative are,

Messrs. Atherton, Badger, Bayard, Benjamin, Brodhead, Butler, Clayton, Cooper, Dodge of Wisconsin, Evans, Everett, Fish, Fitzpatrick, Geyer, Jones of Iowa, Mallory, Mason, Morton, Pearce, Phelps, Rusk, Sebastian, Stuart, Sumner, Thompson of Kentucky.

Those who voted in the negative are,

Messrs. Atchison, Borland, Bright, Chase, Dodge of Iowa, Douglas, Gwin, Norris, Pettit, Toucey, Walker, Weller.

So the resolution was agreed to.

Ordered, That the Secretary lay the said resolution before the President of the United States.

The additional article to the convention with Prussia and the other states of the Germanic Confederation was read the second time, and considered as in Committee of the Whole; and no amendment being made thereto, it was reported to the Senate.

Mr. Mason submitted the following resolution ; which was considered, by unanimous consent, and agreed to :

Resolved, unanimously, That the Senate advise and consent to the ratification of the additional article to the convention for the mutual delivery of criminals, fugitives from justice, in certain cases, concluded between the United States on the one part and Prussia and other states of the Germanic Confederation on the other part, at Washington, the sixteenth day of November, one thousand eight hundred and fifty-two.

Ordered, That the Secretary lay the said resolution before the President of the United States.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 24th February last the convention with Great Britain for the establishment of international copyright, reported it without amendment.

The convention between the United States of America and Belgium for regulating the right of inheriting and acquiring property, concluded at the city of Washington the 23d day of August, 1852, was read the second time, and considered as in Committee of the Whole ; and

On motion of Mr. Mason,

Ordered, That it lie on the table.

The new draft of a general convention of friendship, reciprocal establishments, commerce, and for the surrender of fugitive criminals, between the United States of America and the Swiss Confederation, concluded at the City of Berne the 25th November, 1850, was read the second time and considered as in Committee of the Whole ; and,

On motion by Mr. Mason,

Ordered, That it be postponed until to-morrow.

The Senate resumed the consideration of the resolution submitted by Mr. Clayton the 7th instant respecting certain propositions for the settlement of the territorial controversies between the states and Governments bordering on the river San Juan ; and

After debate,

On motion by Mr. Shields,

The Senate adjourned.

WEDNESDAY, MARCH 16, 1853.

The Senate proceeded to consider the resolution submitted by Mr. Adams the 14th instant respecting the election of the Secretary and Sergeant-at-Arms of the Senate ; and, having been amended, was agreed to as follows :

Resolved, That the Senate will, to-morrow at one o'clock, elect a Secretary, Sergeant-at-Arms, and assistant doorkeeper.

The President *pro tempore* laid before the Senate a letter from the president of the board of examination of claims contracted in California, under Lieutenant-Colonel Frémont, requesting the withdrawal of the report of that board and documents communicated to the Senate the 29th December last, for the purpose of correcting and adding to certain schedules accompanying the report ; which was read.

The Senate resumed the consideration of the resolution submitted by Mr. Clayton the 7th instant respecting certain propositions connected with the treaty of April 19, 1850 ; and

After debate,

On motion by Mr. Mason,

Ordered, That the further consideration thereof be postponed until to-morrow.

Mr. Fish submitted the following resolution for consideration :

Resolved, That the 48th rule of the Senate be amended by inserting after the word "Treasury" the words "the Secretary of the Interior."

Also, by adding the following to the rule :

No person, except members and officers of the Senate, shall be admitted at either of the side doors of the Senate Chamber; and all persons claiming admission on the floor, excepting members and the Clerk of the House of Representatives for the time being, the heads of the several departments, the private secretary of the President, the chaplains to Congress, judges of the United States, foreign ministers and their secretaries, and officers who, by name, shall have received the sanction of Congress, or medals by a vote of Congress, shall (each time before being admitted upon the floor) enter their names, together with the official position in right of which they claim admission, in a book to be provided and kept at the main entrance to the Senate Chamber. And no person, except members of the Senate, shall be allowed within the bar of the Senate, or to occupy the seat of any Senator.

On motion by Mr. Adams,

Ordered, That Clements, Bryan, and Company have leave to withdraw their petition and papers.

On motion by Mr. Cooper,

Ordered, That Daniel Nippers have leave to withdraw his petition and papers.

On motion by Mr. James,

Ordered, That Margaret Barnitz, heir of Colonel David Grier, have leave to withdraw her petition and papers.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate Nathaniel M. Towle to be collector of the customs for the district and inspector of the revenue for the port of Saco, in the State of Maine, vice Joseph T. Nye, whose commission expired on the 13th of March, 1853.

FRANKLIN PIERCE.

WASHINGTON, *March 16*, 1853.

To the Senate of the United States :

I nominate William F. Colcock to be collector of the customs for the district of Charleston, in the State of South Carolina, vice William I. Grayson, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 16th*, 1853.

To the Senate of the United States :

I nominate S. B. Phinney to be collector of the customs for the district and inspector of the revenue for the port of Barnstable, in the State of Massachusetts, vice Ebenezer Bacon, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 16th*, 1853.

To the Senate of the United States :

I nominate Thomas Evans to be attorney of the United States for the district of South Carolina, in place of I. L. Pettigru, resigned..

FRANKLIN PIERCE.

WASHINGTON, *March 16, 1853.*

To the Senate of the United States :

I nominate Benjamin F. Hallett to be attorney of the United States for the district of Massachusetts, in place of George Lunt, resigned.

FRANKLIN PIERCE.

WASHINGTON, *March 16, 1853.*

To the Senate of the United States :

I nominate John Bowen to be deputy postmaster at San Antonio, Bexar County, Texas, whose commission expired on the 4th of January, A. D. 1853.

FRANKLIN PIERCE.

MARCH 18, 1853.

To the Senate of the United States :

I nominate William D. Marrast to be deputy postmaster at Tuscaloosa, whose commission expired on the 8th of January, A. D. 1853.

FRANKLIN PIERCE.

MARCH 16, 1853.

To the Senate of the United States :

I nominate Reuben S. Cheney to be deputy postmaster at Jackson, Jackson County, Michigan, in place of James A. Dyer.

FRANKLIN PIERCE.

MARCH 16, 1853.

To the Senate of the United States :

I nominate Samuel R. Anderson to be deputy postmaster at Nashville, Tennessee, in place of John Shelby, resigned.

FRANKLIN PIERCE.

MARCH 16, 1853.

To the Senate of the United States :

I nominate Fisher A. Hildreth to be deputy postmaster at Lowell, Massachusetts, in place of Alfred Gilman, removed.

FRANKLIN PIERCE.

MARCH 16, 1853.

To the Senate of the United States :

I nominate Wesley Halliburton to be receiver of public moneys for the district of lands subject to sale at Milan, Missouri, vice Abner L. Gilstrap, whose term of office has expired.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 16, 1853.*

To the Senate of the United States :

I nominate William Dowsing, of Mississippi, to be reappointed register of the land office in the district of lands subject to sale at Columbus, Mississippi, his term of office having expired.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 16, 1853.*

To the Senate of the United States :

I nominate Joel Palmer to be superintendent of Indian affairs in the Territory of Oregon, vice Anson Dart, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 16, 1853.*

To the Senate of the United States :

I nominate Lorin P. Waldo, of Connecticut, to be Commissioner of Pensions, vice James E. Heath, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 16, 1853.*

To the Senate of the United States :

I nominate Russell M. Bishop to be receiver of public moneys for the district of lands subject to sale at Genesee, Michigan, vice G. M. Dewey, whose term of service will expire on the 22d instant.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 16, 1853.*

The messages were read.

Ordered, That the nominations of Nathaniel M. Towle, William F. Colcock, and S. B. Phinney be referred to the Committee on Commerce.

Ordered, That the nominations of Thomas Evans and Benjamin F. Hallett be referred to the Committee on the Judiciary.

Ordered, That the nominations of Samuel R. Anderson and Fisher A. Hildreth be referred to the Committee on the Post-Office and Post-Roads.

Ordered, That the nominations of Wesley Halliburton and William Dowsing be referred to the Committee on Public Lands.

Ordered, That the nomination of Joel Palmer be referred to the Committee on Indian Affairs.

Ordered, That the nomination of Lorin P. Waldo be referred to the Committee on Pensions.

The Senate, by unanimous consent, proceeded to consider the nominations of John Bowen, William D. Marrast, Reuben S. Cheney, and Russell M. Bishop; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Borland, from the Committee on Public Lands, to whom were referred, the 15th instant, the nominations of James Long, Michael G. Dale, and Robert C. Wilson, reported.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to to whom was this day referred the nomination of Samuel R. Anderson, reported.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom were referred, the 15th instant, the nominations of Cortez D. Kavanaugh, Alexander Galt, Jacob Carter, Thomas B. Bigger, and Turner W. Ashby, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Mason, from the Committee on Foreign Relations, to whom were referred, the 15th instant, the nominations of Robert B. Campbell, John Randolph Clay, and Theodore S. Fay, reported.

Whereupon

Whereupon

Whereupon

Whereupon

Whereupon

Whereupon

Whereupon

On motion by Mr. Cooper that it lie on the table,

It was determined in the affirmative, {	Yeas.....	21
	Nays.....	16

On motion by Mr. Cooper,

The yeas and nays being desired by one fifth of the Senators present,
Those who voted in the affirmative are,

Messrs. Atchison, Atherton, Benjamin, Bright, Brodhead, Chase, Clayton, Cooper, Dodge of Wisconsin, Dodge of Iowa, Fitzpatrick, James, Jones of Iowa, Mallory, Morton, Pettit, Rusk, Soulé, Thompson of Kentucky, Thomson of New Jersey, Toucey.

Those who voted in the negative are,

Messrs. Badger, Borland, Butler, Everett, Fish, Geyer, Hamlin, Houston, Hunter, Mason, Pearce, Phelps, Shields, Stuart, Sumner, Weller.

So it was

Ordered, That the nomination of John W. T. Gardiner lie on the table.

Mr. Cooper submitted the following resolution for consideration :

Resolved, That the Secretary of the Senate be, and he is hereby, instructed to communicate to the President of the United States the resolutions of this body passed the 2d of March, 1849, and the one passed the first day of March, 1850, in relation to the right of James W. Schaumburg to promotion in the Army; and also the other proceedings of the body relative to the nomination of Lieutenant J. W. T. Gardiner nominated to the office of captain in the First Regiment of Dragoons.

The Senate proceeded to consider the nominations of George W. Carr and Joseph Lane; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Badger submitted the following resolution for consideration :

Resolved, That, in the judgment of the Senate, the President of the United States has power under the Constitution and laws of the United States to remove a Territorial judge from office although appointed for a term of four years, and although there may be no power of removal reserved to the President by the law creating such office.

On motion, the Senate adjourned.

THURSDAY, MARCH 17, 1853.

The President *pro tempore* laid before the Senate a report of the Secretary of the Interior communicating, in compliance with a resolution of the Senate, a copy of the correspondence between that Department and the Indian agents and commissioners in California; which was read.

Ordered, That it be printed.

On motion by Mr. Houston,

Ordered, That two members be appointed to fill the vacancies in the Select Committee on Frauds and Abuses, and that the appointment be made by the President *pro tempore*; and

Mr. Morton and Mr. Thompson, of Kentucky, were appointed.

On motion by Mr. Weller,

Ordered, That a member be appointed to fill the vacancy in the Select Committee on the Mexican Boundary, and that the appointment be made by the President *pro tempore*; and

Mr. Fish was appointed.

The Senate resumed the consideration of the resolutions submitted by Mr. Clayton the 7th instant, respecting certain propositions in relation to the territorial controversies between the States and Governments bordering on the river San Juan, and the conflicting claims of

Great Britain and the State of Honduras to the islands in the bay of Honduras; and

On motion by Mr. Mason,

A division of the question was called for; and

The question being taken on agreeing to the first resolution,

It was determined in the affirmative.

On motion by Mr. Badger,

Ordered, That the further consideration of the second resolution be postponed until Monday next.

The Senate proceeded to consider the resolution submitted by Mr. Morton the 7th instant, to allow per diem and mileage to the honorable David L. Yulee during the time he contested the seat of the honorable Mr. Mallory in the Senate; and

On the question, Shall the resolution pass?

It was determined in the affirmative, { Yeas 22
Nays 19

On motion by Mr. Houston,

The yeas and nays being desired by one-fifth of the Senators present, Those who voted in the affirmative are,

Messrs. Badger, Borland, Brodhead, Butler, Cooper, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Everett, Fitzpatrick, Gwin, Hunter, James, Jones of Iowa, Mason, Morton, Sebastian, Seward, Shields, Soulé, Sumner, Walker.

Those who voted in the negative are,

Messrs. Adams, Atchison, Atherton, Bayard, Benjamin, Bright, Chase, Geyer, Hamlin, Houston, Norris, Pearce, Phelps, Rusk, Stuart, Thompson of Kentucky, Thomson of New Jersey, Weller, Wright.

The Senate proceeded to the election of a Secretary, pursuant to the resolution of the 16th instant; and, on counting the ballots, it appeared that Asbury Dickins was duly elected.

Mr. Dickins attended, and the oaths prescribed by law were administered to him by the President *pro tempore*.

The Senate proceeded to the election of a Sergeant-at-Arms and Doorkeeper, pursuant to the resolution of the 16th instant; and, on counting the ballots, it appeared that Dunning R. McNair was duly elected.

Mr. McNair attended, and the oath prescribed by law was administered to him by the President *pro tempore*.

The Senate proceeded to the election of an assistant doorkeeper, pursuant to the resolution of the 16th instant; and, on counting the ballots, it appeared that Isaac Holland was duly elected.

Mr. Holland attended, and the oath prescribed by law was administered to him by the President *pro tempore*.

Mr. Shields submitted the following resolution; which was read:

Resolved, That the Secretary of the Senate pay to Robert Beale, late Sergeant-at-Arms, the salary for the residue of the present year.

Mr. Gwin submitted the following resolution for consideration:

Resolved, That the Secretary of the Senate be authorized to purchase one thousand copies of Ringgold's maps, charts, and sailing directions of the coast of California for the use of the Senate: *Provided*, The price shall not exceed four dollars per copy.

Mr. Badger submitted the following resolution for consideration:

Resolved, That the Secretary of the Navy be directed to inquire whether it will not be advantageous to the Government of the United States to establish a naval depot at Beaufort, in North Carolina, and that he report to the Senate at its next session.

The Senate proceeded to consider the resolution submitted yesterday by Mr. Fish, to amend the 48th rule of the Senate; and having been amended on the motion of Mr. Shields, the resolution as amended was agreed to.

Whereupon, it was

Resolved, That the 48th rule of the Senate be amended to read as follows:

The following persons, and none others, shall be admitted on the floor of the Senate: Members of the House of Representatives and their clerks, the Secretary of State, the Secretary of the Treasury, the Secretary of the Interior, the Secretary of War, the Secretary of the Navy, the Attorney-General, and the Postmaster-General; the private secretary of the President, chaplains to Congress, judges of the United States, foreign ministers and their secretaries, officers who, by name, have received, or shall hereafter receive, the thanks of Congress for their gallantry and good conduct in the service of their country, or who have received medals by a vote of Congress; the governor for the time being of any State or Territory of the Union, the ex-governors of the several States, the ex-officers of the Senate, such gentlemen as have been heads of departments, secretaries, clerks, or members of either branch of Congress; persons who for the time being belong to the respective State and Territorial legislatures, and persons belonging to such legislatures of foreign Governments as are in amity with the United States.

No person, except members and officers of the Senate, shall be admitted at either of the side doors of the Senate Chamber, and all persons claiming admission on the floor of the Senate, excepting members and the Clerk of the House of Representatives for the time being, the heads of the several Departments, the private secretary of the President, the chaplains to Congress, judges of the United States, foreign ministers and their secretaries, and officers who by name shall have received the thanks of Congress, or medals by a vote of Congress, shall (each time before being admitted upon the floor) enter their names, together with the official position in right of which they claim admission, in a book to be provided and kept at the main entrance to the Senate Chamber; and no person, except members of the Senate, shall be allowed within the bar of the Senate, or to occupy the seat of any Senator.

On motion by Mr. Hamlin that when the Senate adjourn it be to Monday next,

It was determined in the affirmative, { Yeas..... 24
Nays 16

On motion by Mr. Weller,

The yeas and nays being desired by one-fifth of the Senators present, Those who voted in the affirmative are,

Messrs. Atchison, Atherton, Badger, Bayard, Bright, Brodhead, Butler, Cooper, Dodge of Wisconsin, Douglas, Fitzpatrick, Hamlin, Jones of Iowa, Morton, Norris, Pettit, Rusk, Sebastian, Soulé, Stuart, Thompson of Kentucky, Thomson of New Jersey, Walker, Wright.

Those who voted in the negative are,

Messrs. Adams, Benjamin, Borland, Chase, Evans, Everett, Geyer, Houston, Mason, Pearce, Seward, Shields, Smith, Sumner, Toucey, Weller.

So it was

Ordered, That when the Senate adjourn it be to Monday next.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate Richard B. Dallman, of Missouri, for reappointment as receiver of public moneys at Saint Louis, Missouri, his term of office having expired.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 17, 1853.*

To the Senate of the United States :

I nominate Nathaniel B. Holden, of Missouri, to be receiver of public moneys at Clinton, Missouri, vice Thomas, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 17, 1853.*

To the Senate of the United States :

I nominate Stephen Powers to be collector of the customs for the district of Brazos de Santiago, and inspector of the revenue for the port of Point Isabel, in the State of Texas, vice John S. Rhea, whose commission will expire on the 19th of March, 1853.

FRANKLIN PIERCE.

WASHINGTON, *March 16th, 1853.*

To the Senate of the United States :

I nominate William H. Shock to be a chief engineer in the Navy, from the 16th of September, 1852, to fill a vacancy.

James W. King to be a chief engineer in the Navy, from the 12th of November, 1852, to fill a vacancy.

FRANKLIN PIERCE.

WASHINGTON, *March 16, 1853.*

To the Senate of the United States :

I nominate John C. Hays, of California, to be surveyor-general of the United States for the State of California, vice Samuel D. King, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 17, 1853.*

To the Senate of the United States :

I nominate John Dement, of Illinois, to be receiver of public moneys for the district of lands subject to sale at Dixon, Illinois, vice Cyrus Aldrich, resigned, to take effect on the 31st March, 1853.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 17, 1853.*

To the Senate of the United States :

I nominate Isaac I. Stevens, of Massachusetts, to be governor of the Territory of Washington.

FRANKLIN PIERCE.

WASHINGTON, *17th March, 1853.*

To the Senate of the United States :

I nominate Oliver S. Witherby to be collector of the customs for the district and inspector of revenue for the port of San Diego, in the State of California, vice William C. Ferrel, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 17th, 1853.*

To the Senate of the United States :

I nominate Isaac B. Wall to be collector of customs for the district and inspector of the port of Monterey, in the State of California, vice William Henry Russell, resigned.

FRANKLIN PIERCE.

WASHINGTON, *March 17, 1853.*

To the Senate of the United States :

I nominate Daniel A. Farley, of Indiana, to be register of the land office at Winamac, Indiana, vice Daniel Sigler, resigned.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 17, 1853.*

To the Senate of the United States :

I nominate William M. Patterson, of Indiana, to be receiver of public moneys at Winamac, Indiana, vice Rufus Hewitt, whose term of office has expired.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 17, 1853.*

To the Senate of the United States :

I nominate Richard M. Jones, of Missouri, to be register of the land office at Springfield, Missouri, vice John Dade, resigned, to take effect from April 1, 1853.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 17, 1853.*

To the Senate of the United States :

I nominate Jacamiah Seaman, of Missouri, to be reappointed register of the land office at Milan, Missouri, his term of office having expired.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 17, 1853.*

To the Senate of the United States :

I nominate Andrew J. Edmonson, of Mississippi, to be register of the land office at Pontotoc, Mississippi, vice John T. Brooks, whose term of office expires on the 21st instant.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 17, 1853.*

To the Senate of the United States :

I nominate the officers of Engineers, Topographical Engineers and Ordnance, named in the accompanying list, for promotion in their respective Corps, to date from March 3, 1853, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, *March 16, 1853.*

WAR DEPARTMENT, *March 16, 1853.*

SIR: I have the honor to lay before you the following list of officers of the Corps of Engineers, Corps of Topographical Engineers and Ordnance for promotion to the grades set opposite their names, to take rank,

respectively, from March 3, 1853, under the provisions of the 9th section of the act of that date, "making appropriations for the support of the Army," &c.:

Corps of Engineers.

First Lieutenant Montgomery C. Meigs to be captain, having served fourteen years continuous service as lieutenant.

First Lieutenant Daniel P. Woodbury to be captain, having served fourteen years continuous service as lieutenant.

First Lieutenant Peter G. T. Beauregard to be captain, having served fourteen years continuous service as lieutenant.

First Lieutenant Jeremiah M. Scarritt to be captain, having served fourteen years continuous service as lieutenant.

Second Lieutenant John D. Kurtz to be first lieutenant, vice Meigs, promoted.

Second Lieutenant William S. Rosecrans to be first lieutenant, vice Woodbury, promoted.

Second Lieutenant Barton S. Alexander to be first lieutenant, vice Beauregard, promoted.

Second Lieutenant Gustavus W. Smith to be first lieutenant, vice Scarritt, promoted.

Corps of Topographical Engineers.

First Lieutenant James H. Simpson to be captain, having served fourteen years continuous service as lieutenant.

First Lieutenant Lorenzo Sitgreaves to be captain, having served fourteen years continuous service as lieutenant.

First Lieutenant Israel C. Woodruff to be captain, having served fourteen years continuous service as lieutenant.

First Lieutenant John W. Gunnison to be captain, having served fourteen years continuous service as lieutenant.

First Lieutenant Eliakim P. Scammon, to be captain, having served fourteen years continuous service as lieutenant.

First Lieutenant William R. Palmer to be captain, having served fourteen years continuous service as lieutenant.

First Lieutenant Joseph D. Webster to be captain, having served fourteen years continuous service as lieutenant.

Second Lieutenant Martin L. Smith to be first lieutenant, vice Simpson, promoted.

Second Lieutenant John Pope to be first lieutenant, vice Sitgreaves, promoted.

Second Lieutenant James W. Abert to be first lieutenant, vice Woodruff, promoted.

Second Lieutenant William B. Franklin to be first lieutenant, vice Gunnison, promoted.

Second Lieutenant William F. Reynolds to be first lieutenant, vice Scammon, promoted.

Second Lieutenant William G. Peck to be first lieutenant, vice Palmer, promoted.

Second Lieutenant William F. Smith to be first lieutenant, vice Webster, promoted.

Ordnance Department.

First Lieutenant Robert A. Wainwright to be captain, having served fourteen years continuous service as lieutenant.

First Lieutenant Alexander B. Dyer to be captain, having served fourteen years continuous service as lieutenant.

Second Lieutenant Jesse L. Reno to be first lieutenant, vice Wainwright, promoted.

Second Lieutenant Julian McAllister to be first lieutenant, vice Dyer, promoted.

I am, sir, with great respect, your ob't ser't,

JEFFER. DAVIS,
Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

To the Senate of the United States :

I nominate Henry B. Dewey, of Pennsylvania, to be consul of the United States at Para, in Brazil.

FRANKLIN PIERCE.

WASHINGTON, *March 17, 1853.*

To the Senate of the United States :

I nominate Amos S. York to be consul of the United States for the Island of Zante.

FRANKLIN PIERCE.

WASHINGTON, *March 17, 1853.*

To the Senate of the United States :

I nominate John K. Miller, of Ohio, to be an associate justice of the Territory of Washington.

FRANKLIN PIERCE.

WASHINGTON, *17th March, 1853.*

To the Senate of the United States :

I nominate I. Patton Anderson, of Mississippi, to be marshal of the Territory of Washington.

FRANKLIN PIERCE.

WASHINGTON, *17th March, 1853.*

To the Senate of the United States :

I nominate Joseph M. Garrison, of Oregon, to be Indian agent, in Oregon, to fill a vacancy.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 17, 1853.*

To the Senate of the United States :

I nominate John S. Clendenin, of Louisiana, to be attorney of the United States for the Territory of Washington.

FRANKLIN PIERCE.

WASHINGTON, *17th March, 1853.*

To the Senate of the United States :

I nominate Watson Freeman, of Massachusetts, to be marshal for the district of Massachusetts, in place of Charles Devens, jr., resigned.

FRANKLIN PIERCE.

WASHINGTON, *March 15, 1853.*

To the Senate of the United States :

I nominate Henry Sanderson to be deputy postmaster at New Brunswick, New Jersey, in place of Samuel C. Cook, whose commission expired on the 14th of March, 1853.

FRANKLIN PIERCE.

MARCH 17TH, 1853.

To the Senate of the United States :

I nominate C. H. Wiltberger, I. M. Wright, E. H. Bates, and James Lawrenson to be justices of the peace for the District of Columbia.

FRANK. PIERCE.

WASHINGTON, *March 17, 1853.*

To the Senate of the United States :

I nominate Henry Naylor, Joshua Pierce, John L. Smith, and Samuel Smoot to be justices of the peace for the District of Columbia, from and after the 25th instant, when their present commissions will expire.

FRANKLIN PIERCE.

WASHINGTON, *March 17, 1853.*

To the Senate of the United States :

I withdraw the nomination of Fisher A. Hildreth as deputy postmaster at Lowell, Massachusetts, at the request of the nominee.

FRANKLIN PIERCE.

WASHINGTON, *March 17, 1853.*

To the Senate of the United States :

I nominate Edward Lander, of Indiana, to be chief justice of the Territory of Washington.

FRANKLIN PIERCE.

WASHINGTON, *17th March, 1853.*

The messages were read.

Ordered, That the nominations of Montgomery C. Meigs and other officers for promotion in the Army be referred to the Committee on Military Affairs.

Ordered, That the nominations of Henry B. Dewey and Amos S. York be referred to the Committee on Commerce.

Ordered, That the nominations of John K. Miller, I. Patton Anderson, John S. Clendenin, Watson Freeman, and Edward Lander be referred to the Committee on the Judiciary.

Ordered, That the nomination of Joseph M. Garrison be referred to the Committee on Indian Affairs.

Ordered, That the nomination of Henry Sanderson be referred to the Committee on the Post-Office and Post-Roads.

Ordered, That the nominations of persons to be justices of the peace be referred to the Committee on the District of Columbia.

The Senate, by unanimous consent, proceeded to consider the nominations of Richard B. Dallam, Nathaniel B. Holden, Stephen Powers, William H. Shock, James W. King, John C. Hays, John Dement, Isaac I. Stevens, Oliver S. Witherby, Isaac B. Wall, Daniel A. Farley, William M. Patterson, Richard M. Jones, Jacamiah Seaman, and Andrew J. Edmonson; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 16th instant, the nominations of Nathaniel M. Towle, William F. Colcock, and S. B. Phinney, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Butler, from the Committee on the Judiciary, to whom were referred, the 16th instant, the nominations of Thomas Evans and Benjamin F. Hallett, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Sebastian, from the Committee on Indian Affairs, to whom was referred, the 16th instant, the nomination of Joel Palmer, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Morton, from the Committee on Public Lands, to whom were referred, the 16th instant, the nominations of Wesley Halliburton and William Dowsing, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Jones, of Iowa, from the Committee on Pensions, to whom was referred, the 16th instant, the nomination of Lorin P. Waldo, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The Senate proceeded to consider the nomination of Jesse B. Clements; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Sebastian, from the Committee on Indian Affairs, to whom was referred, the 8th instant, the articles of a treaty with the Apache Nation, reported it without amendment.

The said treaty was read the second time, and considered as in Committee of the Whole; and no amendment being made thereto, it was reported to the Senate.

Mr. Sebastian submitted the following resolution for consideration:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the articles of a treaty made and entered into at Santa Fé, New Mexico, on the 1st day of July, in the year of our Lord one thousand eight hundred and fifty-two, by and between Colonel E. V. Sumner, United States Army, commanding the ninth department, and in charge of the executive office of New Mexico, and John Greiner, Indian agent in and for the Territory of New Mexico, and acting superintendent of Indian affairs of said Territory, representing the United States, and Cuentas Azules, Blancito, Negrito, Capitan Simon, Capitan Vuelta, and Mangus Colorado, chiefs acting on the part of the Apache Nation of Indians, situate and living within the limits of the United States.

On motion by Mr. Toucey that the vote of the Senate of the 16th instant that the nomination of John W. T. Gardiner lie on the table, be reconsidered.

On motion by Mr. Weller,
The Senate adjourned.

MONDAY, MARCH 21, 1853.

On motion by Mr. Bayard,

Ordered, That Santiago E. Arguillo have leave to withdraw his petition and papers.

On motion by Mr. Sebastian,

Ordered, That one thousand extra copies of the report of the superintendent of Indian affairs in California be printed for the use of the Senate.

Mr. Walker submitted the following resolution for consideration :

Resolved, That the Committee on Indian Affairs be, and they are hereby, authorized to delegate one of their number to proceed, during the ensuing recess of Congress, to take testimony in the matter now on reference to said committee, touching certain frauds alleged to have been committed by Alexander Ramsey and others in making payment of moneys to certain bands of the Sioux Indians ; and that the member of said committee so to be delegated have power to proceed to such points as may be necessary, and to send for persons and papers, and swear witnesses and take their testimony, and certify the same with other proofs to said committee, for their report thereon at the next session of Congress.

Mr. Morton submitted the following resolution for consideration :

Resolved, That the Secretary of the Senate is hereby authorized and required to purchase for the use of the Senate five hundred copies of the work entitled Naval Dry Docks of the United States, and also five hundred copies of the work entitled Naval and Mail Steamers of the United States, by the engineer-in-chief of the United States Navy: *Provided*, The first work does not exceed ten dollars per copy, and the latter five dollars per copy.

Mr. Hamblin submitted the following resolution, which was read :

Resolved, That the same extra compensation be allowed to the Superintendent of Printing, and the clerks and messengers of a similar grade.

The Senate resumed the consideration of the resolution submitted by Mr. Clayton the 7th instant, respecting the conflicting claims of Great Britain and the State of Honduras, and their respective titles to the islands in or near the Bay of Honduras ; and

After debate,

On motion by Mr. Mason,

Ordered, That the resolution lie on the table.

The following message was received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

In answer to the resolution of the Senate of the 17th instant, respecting certain propositions to Nicaragua and Costa Rica, relative to the settlement of the territorial controversies between the states and Governments bordering on the river San Juan, I transmit a report from the Secretary of State and the documents by which it was accompanied.

FRANKLIN PIERCE.

WASHINGTON, ——— 21, 1853.

The message was read.

Ordered, That it be referred to the Committee on Foreign Relations.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate Nathaniel G. Upham, of New Hampshire, to be commissioner of the United States under the convention with Her Britannic Majesty on the subject of claims.

FRANKLIN PIERCE.

WASHINGTON, 17th March, 1853.

To the Senate of the United States :

I nominate Asa C. Marvin, of Missouri, to be register of the land office at Clinton, Missouri, vice Andrew M. Tult, whose term of office has expired.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, March 17, 1853.

To the Senate of the United States :

I nominate Victor Monroe, of Kentucky, to be an associate justice of the Territory of Washington.

FRANKLIN PIERCE.

WASHINGTON, 17th March, 1853.

To the Senate of the United States :

I nominate Green W. Caldwell to be superintendent of the branch mint at Charlotte, in the State of North Carolina, vice James W. Osborne, removed.

FRANKLIN PIERCE.

WASHINGTON, March 18, 1853.

To the Senate of the United States :

I nominate Fleming B. Miller to be attorney of the United States for the western district of Virginia, in place of B. H. Smith, removed.

FRANKLIN PIERCE.

WASHINGTON, March 18, 1853.

To the Senate of the United States :

I nominate Thomas P. Goodhue to be deputy postmaster at Lowell, Middlesex County, Massachusetts, in place of Alfred Gilman, removed.

FRANKLIN PIERCE.

MARCH 18, 1853.

To the Senate of the United States :

I nominate Robert Farquharson, of Tennessee, to be secretary of the Territory of Washington.

FRANKLIN PIERCE.

WASHINGTON, March 18, 1853.

To the Senate of the United States :

I nominate James Crandell to be a justice of the peace for the District of Columbia, from and after the 25th instant, when his present commission will expire.

FRANKLIN PIERCE.

WASHINGTON, March 18th, 1853.

To the Senate of the United States :

I nominate John G. Maier to be deputy postmaster at Fort Wayne, Allen County, Indiana, in place of Samuel Stophlet.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 21st*, 1853.

To the Senate of the United States :

I nominate Samuel L. Gardner to be collector of the customs for the district and inspector of the revenue for the port of Sag Harbor, in the State of New York, vice Edwin Rose, whose commission will expire on the 19th of March, 1853.

FRANKLIN PIERCE.

WASHINGTON, *March 18th*, 1853.

To the Senate of the United States :

I nominate Jesse Sharpe to be collector of the customs for the district of Delaware, and inspector of revenue for the port of Wilmington, in the State of Delaware, vice Charles Polk, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 18th*, 1853.

To the Senate of the United States :

I nominate William B. Flanner to be surveyor for the district and inspector of the revenue for the port of Wilmington, in the State of North Carolina, vice John Cowan, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 18th*, 1853.

To the Senate of the United States :

I nominate William N. Peden to be naval officer for the district of Wilmington, in the State of North Carolina, vice James G. Green, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 18th*, 1853.

To the Senate of the United States :

I nominate I. N. Ebey to be collector of the customs for the district of Puget's Sound and inspector of the revenue for the port of Olympia, in the Territory of Washington, vice Simpson P. Moses, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 18th*, 1853.

To the Senate of the United States :

I nominate Philip Beauprie to be collector of the customs for the district of Minnesota and inspector of the revenue for the port of Pembina, in the Territory of Minnesota, vice Charles Cavileer, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 18th*, 1853.

To the Senate of the United States :

I nominate Paul Arnau to be collector of the customs for the district and inspector of the revenue for the port of St. Augustine, in the State of Florida, vice John M. Hanson, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 19*, 1853.

To the Senate of the United States:

I nominate Lansing B. Mizner to be collector of the customs for the district of Sonoma and inspector of the revenue for the towns of Benicia and Vallejo, the sole ports of entry for the district, in the State of California, vice William W. Gallaer, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 19th*, 1853.

To the Senate of the United States:

I nominate Benjamin F. Danley, of Arkansas, to be receiver of public moneys at Little Rock, Arkansas, vice Charles P. Bertrand, resigned.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 21st*, 1853.

To the Senate of the United States:

I nominate Christopher Carson, of New Mexico, to be Indian agent in New Mexico, to fill a vacancy.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 19*, 1853.

To the Senate of the United States:

I hereby nominate Benjamin Johnson to be deputy postmaster at Austin, in the county of Travis, State of Texas, said office having become subject to Presidential appointment within the last fiscal year.

FRANKLIN PIERCE.

WASHINGTON, *March 19*, 1853.

To the Senate of the United States:

I nominate Westly Frost to be marshal for the western district of Pennsylvania, in place of John Dickey, deceased.

FRANKLIN PIERCE.

WASHINGTON, *March 21st*, 1853.

To the Senate of the United States:

I nominate Alexander F. Bell, of Michigan, to be register of the land office at Ionia, Michigan, vice Louis S. Lovell, removed; and

Frederick A. Hall, of Michigan, to be receiver of public moneys at Ionia, Michigan, vice Stephen F. Page, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 21*, 1853.

To the Senate of the United States:

I nominate Ebenezer Warner, of Michigan, to be register of the land office at Sault Ste. Marie, Michigan, vice Richard Butler, removed; and

William A. Pratt, of Michigan, to be receiver of public moneys at Sault Ste. Marie, Michigan, vice Joseph V. Brown, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 21*, 1853.

To the Senate of the United States:

I nominate William M. Fenton, of Michigan, to be register of the land office at Genesee, Michigan, vice Cornelius Roosevelt, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 21*, 1853.

To the Senate of the United States:

I nominate Thomas S. Atlee, of Michigan, to be register of the land office at Kalamazoo, Michigan, vice David P. Webster, removed; and Lawrence Van De Walker, of Michigan, to be receiver of public moneys at Kalamazoo, Michigan, vice John M. Edwards, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 21, 1853.**To the Senate of the United States:*

I nominate Lyndon Taylor to be surveyor and inspector of the revenue for the port of Pawcatuck, in the State of Rhode Island, vice John H. Cross, whose commission has expired.

FRANKLIN PIERCE.

WASHINGTON, *March 21st, 1853.**To the Senate of the United States:*

I nominate William C. Barker to be surveyor for the district and inspector of the revenue for the port of Providence, in the State of Rhode Island, vice William P. Greene, whose commission has expired.

FRANKLIN PIERCE.

WASHINGTON, *March 21st, 1853.**To the Senate of the United States:*

I nominate Asa Gray to be surveyor and inspector of the revenue for the port of Tiverton, in the State of Rhode Island, vice George Howland, whose commission has expired.

FRANKLIN PIERCE.

WASHINGTON, *March 21st, 1853.**To the Senate of the United States;*

I nominate Edward P. Little to be collector of the customs for the district and inspector of the revenue for the port of Plymouth, in the State of Massachusetts, vice Thomas Hedge, whose commission will expire on the 13th of March, 1853.

FRANKLIN PIERCE.

WASHINGTON, *March 21st, 1853.**To the Senate of the United States:*

I nominate James Sands to be collector of the customs for the district and inspector of the revenue for the port of Annapolis, in the State of Maryland, vice Thomas Ireland, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 21st, 1853.**To the Senate of the United States:*

I nominate Gordon Forbes to be surveyor and inspector of the revenue for the port of Yeocomico, in the State of Virginia, his late commission having expired.

FRANKLIN PIERCE.

WASHINGTON, *March 21st, 1853.**To the Senate of the United States:*

I nominate John Boston to be collector of the customs for the district of Savannah, in the State of Georgia, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 21st, 1853.*

To the Senate of the United States :

I nominate James A. Jones to be collector of the customs for the district and inspector of the revenue for the port of Sandusky, in the State of Ohio, vice Harlow Case, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 21st*, 1853.

To the Senate of the United States :

I nominate Hamilton Stuart to be collector of the customs for the district of Texas and inspector of the revenue for the port of Galveston, in the State of Texas, vice William R. Smith, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 21st*, 1853.

To the Senate of the United States :

I nominate James M. Schofield to be collector of the customs for the district of San Joaquin and inspector of the revenue for the port of Stockton, in the State of California, vice Madison Walthall, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 21st*, 1853.

To the Senate of the United States :

I nominate A. Dudley Mann to be Assistant Secretary of State.

FRANKLIN PIERCE.

WASHINGTON, *March 21st*, 1853.

To the Senate of the United States :

I nominate Robert A. Watkins, of Arkansas, to be register of the land office at Little Rock, Arkansas, vice William W. Adams, resigned.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 19th*, 1853.

To the Senate of the United States :

I nominate James C. Tappan, of Arkansas, to be receiver of public moneys at Helena, Arkansas, vice William H. Ringo, deceased.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 21*, 1853.

To the Senate of the United States :

I nominate William W. Lewis, of Arkansas, to be register of the land office at Batesville, Arkansas, vice James H. Patterson, resigned.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 21*, 1853.

To the Senate of the United States :

I nominate John A. Campbell, of Alabama, to be an associate justice of the Supreme Court of the United States, in the place of John McKinley, deceased.

FRANKLIN PIERCE.

WASHINGTON, *March 21st*, 1853.

To the Senate :

The eleventh article of the treaty with the Chickasaw Indians, of the 20th October, 1832, provides that certain moneys arising from the sales

of the lands ceded by that treaty shall be laid out under the direction of the President of the United States, by and with the advice and consent of the Senate, in such safe and valuable stock as he may approve of, for the benefit of the Chickasaw Nation.

The report of the Secretary of the Treasury of the 15th instant, herewith transmitted, shows that the sum of \$58,100 5 per cent. stock, created under the act of 3d March, 1843, now stands on the books of the Treasury in the name of the Secretary of the Treasury as trustee for the Chickasaw national fund. This stock, by the terms of its issue, is redeemable on the 1st July next, when interest thereon will cease. It therefore becomes my duty to lay before the Senate the subject of re-investing this amount under the same trust.

The second section of the act of 11th September, 1841 (the first section of which repeals the provisions of the act of 7th July, 1838, directing the investment of the Smithsonian fund in the stocks of the States), enacts that "all other funds held in trust by the United States and the annual interest accruing thereon, when not otherwise required by treaty, shall in like manner be invested in stocks of the United States bearing a like rate of interest."

I submit to the Senate whether it will advise and consent that the Secretary of the Treasury be authorized, under my direction, to reinvest the above-mentioned sum of \$58,100 in stocks of the United States under the same trust.

FRANKLIN PIERCE.

WASHINGTON, *March 21, 1853.*

The messages were read.

Ordered, That the nominations of Nathaniel G. Upham and A. Dudley Mann be referred to the Committee on Foreign Relations.

Ordered, That the nominations of Asa C. Marvin, Benjamin F. Danley, Robert A. Watkins, James C. Tappan, William W. Lewis be referred to the Committee on Public Lands.

Ordered, That the nominations of Victor Monroe, Fleming B. Miller, and John A. Campbell be referred to the Committee on the Judiciary.

Ordered, That the nomination of Green W. Caldwell be referred to the Committee on Finance.

Ordered, That the nominations of Thomas P. Goodhue, John G. Maier, and Benjamin Johnson be referred to the Committee on the Post-Office and Post-Roads.

Ordered, That the nomination of Robert N. Farquharson be referred to the Committee on the Territories.

Ordered, That the nomination of James Crandell be referred to the Committee on the District of Columbia.

Ordered, That the nominations of Samuel L. Gardener, James M. Scofield, Hamilton Stuart, James A. Jones, John Boston, Gordon Forbes, James Sands, Edward P. Little, Asa Gray, William C. Barker, Lyndon Taylor, Lansing B. Mizner, Philip Beauprie, I. N. Ebey, Jesse Sharpe, William B. Flanner, William N. Peden be referred to the Committee on Commerce.

Ordered, That the nomination of Christopher Carson be referred to the Committee on Indian Affairs.

Ordered, That the message relating to the reinvestment of certain funds belonging to the Chickasaw Indians be referred to the Committee on Indian Affairs.

The Senate, by unanimous consent, proceeded to consider the nominations of Paul Arnau, Westly Frost, Alexander F. Bell, Frederick A.

Hall, Ebenezer Warner, William A. Pratt, William M. Fenton, Thomas S. Atlee, and Lawrence Van De Walker; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 17th instant, the nominations of Henry B. Dewey and Amos S. York, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Shields, from the Committee on the District of Columbia, to whom were referred, the 17th instant, the nominations of C. H. Wiltberger, I. M. Wright, E. H. Bates, James Lawrenson, Henry Nailor, Joshua Pierce, John L. Smith, and Samuel Smoot, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Morton, from the Committee on the Post-Office and Post-Roads, to whom was referred, the 17th instant, the nomination of Henry Sanderson, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Phelps, from the Committee on the Judiciary, to whom were referred, the 10th instant, the nomination of William M. Lowry, and on the 17th instant those of Watson Freeman, John S. Clendenin, I. Patton Anderson, Edward Lander, and John K. Miller, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion by Mr. Hamlin,

The Senate proceeded to consider the nominations of William Henry Vesey and John F. Bacon; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion by Mr. Shields,

The Senate proceeded to consider the nominations of James Long, Michael G. Dale, and Robert C. Wilson; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion, the Senate adjourned.

TUESDAY, MARCH 22, 1853.

The President *pro tempore* laid before the Senate a report of the Secretary of the Interior, communicating, in further compliance with a resolution of the Senate, certain papers in relation to the Mexican boundary commission; which was read.

Ordered, That it be referred to the select committee appointed on the subject, and printed.

The President *pro tempore* laid before the Senate a report of the Secretary of the Interior, communicating, in further compliance with a resolution of the Senate, papers in relation to disbursements by Alexander Ramsey of money appropriated to carry into effect the treaties of 1851 with the Sioux or Dacotah Indians; which was read.

Ordered, That it be referred to the Committee on Indian Affairs.

Mr. Weller submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Select Committee on the Mexican Boundary be allowed until the next session of Congress to report upon the various subjects referred to them: *Provided*, That the committee shall not sit during the recess.

Mr. James submitted the following resolution for consideration:

Resolved, That the clerk to the Committee on Patents and the Patent Office be continued during the recess of the Senate, at the usual rate of compensation, to be employed in preparing for the use of said committee an alphabetical index and digest of the reports heretofore made by the several Committees on Patents and the Patent Office.

On motion by Mr. Sumner,

Ordered, That leave be granted to withdraw the petition and papers of the Boston Steamboat Relief Company, "R. B. Forbes."

Mr. Borland, from the select committee, appointed the 6th of August, 1852, "to inquire into abuses, bribery, or fraud in the prosecution of claims before Congress, commissions, or the Departments, or in passing through Congress bills embracing private, individual, or corporate interests, or in obtaining or granting contracts," submitted a report (No. 1); which was ordered to be printed.

The following message was received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

In answer to the resolution of the Senate of the 18th of January last, calling for further correspondence touching the revolution in France of December, 1851, I transmit a report from the Secretary of State and the documents by which it was accompanied.

FRANKLIN PIERCE.

WASHINGTON, *March 21, 1853.*

The message was read.

Ordered, That it be printed.

The resolution, submitted by Mr. Hamlin, the 21st instant, to allow extra compensation to the Superintendent of Printing and the clerks and messenger in his office, was read the second time.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Robert Wilson Fraser, of Massachusetts, to be consul of the United States for the port of Halifax, Nova Scotia, in the place of T. B. Livingstone, deceased.

FRANKLIN PIERCE.

WASHINGTON, *March 21, 1853.*

To the Senate of the United States:

I nominate Henry L. Biscoe, of Arkansas, to be register of the land office at Helena, Arkansas, vice Henry F. Mooney, removed.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 21, 1853.*

To the Senate of the United States :

I hereby nominate Warren Hathaway to be deputy postmaster at Eastport, Washington County, in the State of Maine, in place of Winslow Bates.

FRANKLIN PIERCE.

MARCH 21, 1853.

To the Senate of the United States :

I nominate Doctor George A. Cracraft to be deputy postmaster at Wheeling, Virginia, in place of Jacob S. Shriver, removed.

FRANKLIN PIERCE.

MARCH 21, 1853.

To the Senate of the United States :

I nominate Edward A. King to be deputy postmaster at Dayton, Ohio, in the place of Adam Speia, whose commission will expire on the 22d of March, 1853.

FRANKLIN PIERCE.

MARCH 21, 1853.

To the Senate of the United States :

I nominate John H. Harmon, of Michigan, to be collector of the customs for the district and inspector of the revenue for the port of Detroit, in the State of Michigan, vice Oliver M. Hyde, removed.

FRANKLIN PIERCE.

WASHINGTON, *March* 21, 1853.

To the Senate of the United States :

I nominate Hugh J. Anderson, of Maine, to be Commissioner of Customs, in place of Charles Rockwell, resigned.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March* 21, 1853.

To the Senate of the United States :

I nominate J. C. Ramsey to be attorney of the United States for the district of Tennessee, in place of Samuel R. Rogers, removed.

FRANKLIN PIERCE.

WASHINGTON, *March* 21, 1853.

To the Senate of the United States:

I nominate Richard P. Hammond, of California, to be collector of customs for the port of San Francisco, in California, vice Beverly C. Sanders, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March* 21, 1853.

To the Senate of the United States:

I nominate Isaac Cook to be deputy postmaster at Chicago, Cook County, Illinois, in place of George W. Dole, removed.

FRANKLIN PIERCE.

MARCH —, 1853.

To the Senate of the United States:

I nominate Isaac H. Sturgeon to be assistant treasurer of the United States at St. Louis, in the State of Missouri, vice A. R. Easton, not commissioned.

FRANKLIN PIERCE.

WASHINGTON, *March 22, 1853.**To the Senate of the United States:*

I nominate O. P. Sutton to be appraiser of merchandise for the port of San Francisco, in the State of California, vice George Pendleton, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 22, 1853.**To the Senate of the United States:*

I nominate Isaac Hutchinson to be surveyor and inspector of the revenue for the port of Evansville, in the State of Indiana, vice William Brown, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 22, 1853.**To the Senate of the United States:*

I nominate George T. Wright to be collector of the customs for the district and inspector of the revenue for the port of Tappahannock, in the State of Virginia, vice Jefferson Minor, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 22, 1853.**To the Senate of the United States:*

I nominate Daniel P. Roberts, of Illinois, to be register of the land office at Kaskaskia, Illinois, vice Ferdinand Maxwell, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 22, 1853.**To the Senate of the United States :*

I nominate Richard S. Molony, of Illinois, to be register of the land office at Danville, Illinois, vice Daniel Clapp; removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 22, 1853.**To the Senate of the United States:*

I nominate John B. Cloutier, of Louisiana, to be register of the land office at Natchitoches, Louisiana, vice H. Y. Waddell, resigned.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 22, 1853.**To the Senate of the United States :*

I nominate John Connelly, senior, to be register of the land office at Springfield, Illinois, vice Turner R. King, removed; and

Edward Conner, of Illinois, to be receiver of public moneys at Springfield, Illinois, vice Walter Davis, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 22, 1853.*

To the Senate of the United States:

I nominate John M. Cunningham, of Illinois, to be register of the land office at Shawneetown, Illinois, vice Andrew McCallen, removed; and

Samuel K. Casey, of Illinois, to be receiver of public moneys at Shawneetown, Illinois, vice John W. Norton, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 22, 1853.*

To the Senate of the United States:

I nominate Harmon Alexander, of Illinois, to be register of the land office at Palestine, Illinois, vice James M. McLean, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 22, 1853.*

To the Senate of the United States:

I nominate William I. A. Sparks, of Illinois, to be receiver of public moneys at Edwardsville, Illinois, vice Blueford Johnson, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 22, 1853.*

To the Senate of the United States:

I nominate Augustus O. Marsh, of Illinois, to be register of the land office at Quincy, Illinois, vice Henry Ashbury, removed; and

Damon Houser, of Illinois, to be receiver of public moneys at Quincy, Illinois, vice Henry V. Sullivan, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 22, 1853.*

To the Senate of the United States:

I nominate Eli B. Williams, of Illinois, to be receiver of public moneys at Chicago, Illinois, vice John H. Kinzie, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 22, 1853.*

To the Senate of the United States:

I nominate George W. Manypenny, of Ohio, to be Commissioner of Indian Affairs, vice Luke Lea, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 22, 1853.*

To the Senate of the United States:

I nominate Nathaniel Bishop to be deputy postmaster at Marietta, Washington County, Ohio, in place of Frederick A. Wheeler.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 22, 1853.*

To the Senate of the United States:

I nominate Charles Mason, of Iowa, to be Commissioner of Patents, in place of Silas H. Hodges, resigned.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 22, 1853.*

To the Senate of the United States:

I nominate Selah R. Hobbs to be First Assistant Postmaster-General, in place of S. D. Jacobs, removed.

FRANKLIN PIERCE.

WASHINGTON, March 22, 1853.

The messages were read.

Ordered, That the nominations of Robert Wilson Fraser, John H. Harmon, O. P. Sutton, Isaac Hutchinson, and George T. Wright be referred to the Committee on Commerce.

Ordered, That the nominations of Henry L. Biscoe, Daniel P. Roberts, Richard S. Molony, John B. Cloutier, John Connelly, senior, Edward Conner, John M. Cunningham, Samuel K. Casey, Harmon Alexander, William I. A. Sparks, Augustus C. Marsh, Damon Houser, and Eli B. Williams be referred to the Committee on Public Lands.

Ordered, That the nominations of Warren Hathaway, George A. Cracraft, Edward A. King, and Nathaniel Bishop be referred to the Committee on the Post-Office and Post-Roads.

Ordered, That the nominations of Hugh J. Anderson and Isaac H. Sturgeon be referred to the Committee on Finance.

Ordered, That the nomination of George W. Manypenny be referred to the Committee on Indian Affairs.

Ordered, That the nomination of Charles Mason be referred to the Committee on Patents and the Patent Office.

The Senate, by unanimous consent, proceeded to consider the nominations of J. C. Ramsay, Richard P. Hammond, Isaac Cook, Selah R. Hobbs; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hunter, from the Committee on Finance, to whom was referred, the 21st instant, the nomination of Green W. Caldwell, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Butler, from the Committee on the Judiciary, to whom were referred, the 21st instant, the nominations of Victor Monroe, Fleming B. Miller, and John A. Campbell.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Sebastian, from the Committee on Indian Affairs, to whom was referred, the 17th instant, the nomination of Joseph M. Garrison, and on the 21st instant that of Christopher Carson, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Sebastian, from the Committee on Indian Affairs, to whom was referred, the 20th instant, the message from the President of the United States relating to the reinvestment of certain funds belonging to the Chickasaw Indians, reported the following preamble and resolution:

Whereas the President of the United States by his message of the 21st instant has communicated to the Senate the fact that the stock of the United States, in which the sum of fifty-eight thousand one hundred dollars, belonging to the Chickasaw Indians, is invested, will be redeemable on the first day of July next; and whereas the second sec-

tion of the act approved the 11th of September, 1841, entitled "An act to repeal a part of the 6th section of the act entitled 'An act to provide for the support of the Military Academy of the United States for the year 1838, and for other purposes,' passed July 7, 1838," requires that all funds held in trust by the United States shall be invested in stocks of the United States, bearing a rate of interest not less than five per centum per annum; and whereas by the 11th article of the treaty with the Chickasaw Indians of the 20th of October, 1832, it is provided that the funds of the said Indians be laid out in safe and valuable stock under the direction of the President of the United States, by and with the advice and consent of the Senate: Therefore,

Resolved, That the advice and consent of the Senate be, and the same hereby is, given to the investment of the aforesaid funds, amounting to fifty-eight thousand one hundred dollars, belonging to the Chickasaw Indians, on or after the first day of July next, under the direction of the President of the United States, in such of the loans or stocks of the United States as may be most advantageous to the interests of the said Indians for the time being.

The Senate, by unanimous consent, proceeded to consider the said preamble and resolution; and

On the question to agree thereto,

It was determined in the affirmative, { Yeas 31
Nays 2

On motion by Mr. Adams,

The yeas and nays being desired by one-fifth of the Senators present, Those who voted in the affirmative are,

Messrs. Adams, Atherton, Badger, Bayard, Benjamin, Brodhead, Butler, Clayton, Cooper, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Everett, Gwin, Hunter, James, Jones of Iowa, Mallory, Mason, Pearce, Pettit, Phelps, Sebastian, Seward, Shields, Stuart, Sumner, Toucey, Walker, Weller.

Those who voted in the negative are,

Messrs. Bright and Fish.

So the preamble and resolution were agreed to.

Ordered, That the Secretary lay the same before the President of the United States.

On motion by Mr. Sebastian,

The Senate proceeded to consider the resolution submitted by him the 17th instant for the ratification of the treaty with the Apache Nation of Indians; and

Ordered, That the further consideration thereof be postponed until to-morrow.

Mr. Shields, from the Committee on Military Affairs, to whom were referred, the 17th instant, the nominations of Montgomery C. Meigs, Daniel P. Woodbury, Peter G. T. Beauregard, Jeremiah M. Scarritt, John D. Kurtz, William S. Rosecrans, Barton S. Alexander, Gustavus W. Smith, James H. Simpson, Lorenzo Sitgreaves, Israel C. Woodruff, John W. Gunnison, Eliakim P. Scammon, William R. Palmer, Joseph D. Webster, Martin L. Smith, John Pope, James W. Abert, William B. Franklin, William F. Reynolds, William G. Peck, William F. Smith, Robert A. Wainwright, Alexander B. Dyer; Jesse L. Reno, and Julian McAllister, reported.

Whereupon

Resolved, That the Senate advise and consent to the promotion of the said persons, agreeably to their nominations respectively.

Mr. Shields, from the Committee on the District of Columbia, to whom was referred, the 21st instant, the nomination of James Crandell, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Douglas, from the Committee on the Territories, to whom was referred, the 21st instant, the nomination of Robert Farquharson, reported.

On motion by Mr. Cooper,

The Senate proceeded to consider the motion submitted by Mr. Toucey the 17th instant, that the vote ordering the nomination of John W. T. Gardiner lie on the table be reconsidered, and agreed thereto.

The question then recurring on the motion that the nomination of John W. T. Gardiner lie on the table,

It was determined in the negative, { Yeas..... 15
Nays..... 18

On motion by Mr. Cooper,

The yeas and nays being desired by one-fifth of the Senators present, Those who voted in the affirmative are,

Messrs. Atherton, Benjamin, Bright, Chase, Cooper, Dodge of Wisconsin, Dodge of Iowa, James, Jones of Iowa, Mallory, Pettit, Sebastian, Smith, Soulé, Thompson, Walker.

Those who voted in the negative are,

Messrs. Adams, Badger, Bayard, Borland, Butler, Douglas, Evans, Everett, Hamlin, Houston, Hunter, Mason, Norris, Pearce, Shields, Stuart, Toucey, Weller.

On motion by Mr. Shields,

The Senate then proceeded to consider the nominations of John W. T. Gardiner, John Adams, Thomas F. Castor, Orren Chapman, William T. Magruder, Robert Ransom, jr., Robert Johnston, Dabney H. Maury, Innis N. Palmer, Joseph G. Tilford, Henry Benson, Joseph B. Plummer, Andrew G. Miller, Daniel Huston, jr., James B. Greene, Charles R. Woods, Peter T. Swaine, Hannibal Day, William R. Montgomery, Alfred Sully, Edward Murray, George H. Page, Nathaniel H. McLean, Adolphus F. Bond, Marshall T. Polk, Joseph H. La Motte, Albermarle Cady, Thomas Hendrickson, Winfield S. Hancock, Robert E. Patterson, James Longstreet, Horace Haldeman, Theodore Fink, Robert G. Cole, Frederick M. Follett, and Melancthon Smith; and

Resolved, That the Senate advise and consent to the promotion of said persons in the Army of the United States, agreeably to their nominations respectively.

Mr. Soulé, from the Committee on the Post-Office and Post-Roads, to whom was referred, the 21st instant, the nomination of Thomas P. Goodhue, reported.

Mr. Soulé, from the Committee on the Post-Office and Post-Roads, to whom was referred, the 21st instant, the nominations of John G. Maier and Benjamin Johnson, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Soulé, from the Committee on Commerce, to whom were referred, the 21st instant, the nominations of Samuel L. Gardener, Jesse Sharpe, William B. Flanner, William N. Peden, I. N. Ebey, Philip Beauprie, Lansing B. Mizner, Landon Taylor, William C. Barker, Asa Gray, Ed-

ward P. Little, James Sands, Gordon Forbes, John Boston, James A. Jones, and James M. Scofield, reported.

Mr. Soulé, from the Committee on Commerce, to whom was referred, the 21st instant, the nomination of Hamilton Stuart, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Soulé, from the Committee on Commerce, to whom was this day referred the nomination of John H. Harmon, reported.

On motion the Senate adjourned.

WEDNESDAY, MARCH 23, 1853.

Mr. Badger submitted the following motion; which was considered, by unanimous consent, and agreed to:

Ordered, That the Committee on the Contingent Expenses of the Senate inquire and report whether the compensation and expenses of the agent employed to procure and compile the information called for by the resolution of the Senate of March 8, 1851, is payable out of the contingent expenses of the Senate, and if not, how the same should be paid.

On motion by Mr. Seward,

Ordered, That Andrew Russmussen have leave to withdraw his petition and papers.

The Senate resumed, as in Committee of the Whole, the consideration of the resolution submitted by Mr. Hamlin the 21st instant, to allow extra compensation to the Superintendent of Printing and the clerks and messenger in his office; and having been amended on motion of Mr. Stuart, the resolution was reported to the Senate and the amendment was disagreed to.

On motion by Mr. Chase to amend the resolution by inserting:

Provided, That hereafter no allowances of any kinds beyond their regular compensation shall be made to any officer of the Senate,

A motion was made by Mr. Badger to amend the amendment by adding thereto, *unless directed by the Senate*,

And on the question to agree thereto,

It was determined in the negative,	Yeas	4
	Nays	31

On motion by Mr. Chase,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are,

Messrs. Badger, Borland, Cooper, Morton.

Those who voted in the negative are,

Messrs. Adams, Atchison, Atherton, Bayard, Benjamin, Bright, Brodhead, Butler, Chase, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Fitzpatrick, Hamlin, Houston, Hunter, James, Jones of Iowa, Mallory, Mason, Norris, Sebastian, Seward, Smith, Soulé, Stuart, Sumner, Thompson of Kentucky, Toucey, Weller.

On the question to agree to the amendment proposed by Mr. Chase,

It was determined in the affirmative,	Yeas ...	34
	Nays	3

On motion by Mr. Bright,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are,

Messrs. Adams, Atchison, Atherton, Bayard, Benjamin, Bright, Brodhead, Chase, Dodge of Wisconsin, Dodge of Iowa, Douglas, Evans, Everett, Fish, Fitzpatrick, Hamlin, Houston, Hunter, James, Jones of

Iowa, Mallory, Mason, Morton, Norris, Sebastian, Seward, Shields, Smith, Soulé, Stuart, Sumner, Thompson of Kentucky, Toucey, Weller.

Those who voted in the negative are,

Messrs. Badger, Borland, Cooper

No further amendment being proposed,

Ordered, That the resolution be engrossed and read a third time.

The said resolution was read the third time, by unanimous consent.

Resolved, That it pass as follows:

Resolved, That there be paid out of the contingent fund, and under the direction of the Committee to Audit and Control the Contingent Expenses of the Senate, to the Superintendent of the Public Printing, and to the clerks and messenger in his office, the same extra allowance as was paid to the clerks and messengers of the Senate at the last session of Congress: *Provided*, That hereafter no allowances of any kind, beyond their regular compensation, shall be made to any officer of the Senate.

Mr. Borland, from the Committee on Printing, to whom was referred the motion to print extra copies of the map indicating the proposed course of steam navigation between San Francisco and Shanghai, reported: That one thousand extra copies of the said map be printed for the the use of the Senate.

The Senate proceeded to consider the report; and

On motion by Mr. Seward to strike out "one thousand" and insert *fifteen hundred*,

It was determined in the affirmative.

Whereupon, it was

Ordered, That fifteen hundred extra copies of the said map be printed for the use of the Senate.

On motion by Mr. Borlan,

Ordered, That two thousand additional copies of the report of the Secretary of the Interior, communicated to the Senate the 22d instant, respecting the Mexican boundary commission, be printed for the use of the Senate.

Mr. Hamlin submitted the following resolution; which was considered, by unanimous consent, and agreed to.

Resolved, That the report of the Secretary of War, communicating an estimate and plan for a beacon or light-house structure for the New South shoal off Nantucket, which was laid before the Senate during the first session of the last Congress, be printed for the use of the Senate.

On motion by Mr. Houston,

Ordered, That two thousand additional copies of the report of the Select Committee on Frauds and Abuses be printed for the use of the Senate.

The Senate proceeded to consider the resolution submitted by Mr. Shields the 17th instant, to make an allowance to R. Beale, late Sergeant-at-Arms and Doorkeeper to the Senate; and,

On motion by Mr. Mason,

Ordered, That the resolution lie on the table.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Nathaniel Hawthorne, of Massachusetts, to be consul of the United States at Liverpool, to take effect on the first of August next, in place of Thomas L. Crittenden, resigned.

FRANKLIN PIERCE.

WASHINGTON, March 23d, 1851.

To the Senate of the United States :

I nominate Philip A. Roach to be appraiser of merchandise for the port of San Francisco, in the State of California, vice I. Vincent Brown, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 23d*, 1853.

To the Senate of the United States :

I nominate Harry Wilton to be marshal of the United States for the district of Illinois, in place of Benjamin Bond, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 23d*, 1853.

To the Senate of the United States :

I nominate George W. Rice to be marshal of the United States for the district of Michigan, in place of Hiram Becker, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 23d*, 1853.

To the Senate of the United States :

I nominate Benjamin I. Jacoway to be Indian agent at the Choctaw agency, vice William Wilson, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 23d*, 1853.

To the Senate of the United States :

I nominate Thomas P. Pierce to be deputy postmaster at Manchester, Hillsborough County, New Hampshire, in place of James Hersey, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 23d*, 1853.

The messages were read.

Ordered, That the nomination of Nathaniel Hawthorne be referred to the Committee on Commerce.

Ordered, That the nomination of George W. Rice be referred to the Committee on the Judiciary.

Ordered, That the nomination of Benjamin I. Jacoway be referred to the Committee on Indian Affairs.

Ordered, That the nomination of Thomas P. Pierce be referred to the Committee on the Post-Office and Post-Roads.

The Senate, by unanimous consent, proceeded to consider the nominations of Philip A. Roach and Harry Wilton; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

The Senate proceeded to consider the nominations of Samuel R. Anderson, Robert Farquharson, Samuel L. Gardener, Jesse Sharpe, William B. Flanner, William N. Peden, I. N. Ebey, Philip Beauprie, Lansing B. Mizner, Lyndon Taylor, William C. Barker, Asa Gray, Edward P. Little, James Sands, Gordon Forbes, John Boston, James M. Scofield, and John H. Harmon; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 22d instant, the nominations of Robert Wilson Fraser, O. P. Sutton, Isaac Hutchinson, and George T. Wright, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hunter, from the Committee on Finance, to whom were referred, the 22d instant, the nominations of Hugh J. Anderson and Isaac H. Sturgeon, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Soulé, from the Committee on the Post-Office and Post-Roads, to whom was referred, the 22d instant, the nomination of Warren Hathaway, reported.

Mr. Soulé, from the Committee on the Post-Office and Post Roads, to whom were referred, the 22d instant, the nominations of George A. Cracraft, Edward A. King, and Nathaniel Bishop, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Mason, from the Committee on Foreign Relations, to whom were referred, the 21st instant, the nominations of Nathaniel G. Upham and A. Dudley Mann, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 8th instant, the consular convention between the United States of America and His Majesty the Emperor of the French, concluded in the city of Washington on the 23d day of February, 1853, reported it without amendment.

Mr. Bright submitted the following resolution; which was read and referred to the Committee on Foreign Relations:

Whereas notwithstanding the measures which may have been, or may hereafter be, taken by the United States in conformity with the 11th article of the treaty with Mexico by savage tribes within their limits, such incursions may have been, or may hereafter be, made to the injury of citizens of Mexico or their property, which may tend to produce misunderstanding between the two Governments, and possibly give rise to claims on the United States for indemnification on the part of Mexico or her citizens: Therefore,

Resolved, That in the opinion of the Senate, it is desirable, with a view to the preservation of good understanding between the two Republics, and also for the interest of the United States, that for a proper consideration the United States should be released by Mexico from all pecuniary liability from injury or damage heretofore done, or which may be hereafter done, to Mexican citizens or their property in any such incursion.

The Senate resumed the consideration of the resolution submitted by Mr. Sebastian, the 17th instant, for the ratification of the treaty with the Apache Nation of Indians; and on the question to agree thereto,

It was determined in the affirmative, { Yeas 25
Nays 7

Those who voted in the affirmative are,

Messrs. Adams, Atchison, Atherton, Badger, Benjamin, Cooper, Dodge of Iowa, Evans, Everett, Fish, Gwin, Hamlin, Houston, James, Jones of Iowa, Mason, Pettit, Seward, Shields, Smith, Stuart, Sumner, Thompson of Kentucky, Toucey, Weller.

Those who voted in the negative are,
Messrs. Bayard, Bright, Chase, Douglas, Hunter, Norris, Soulé.
So the resolution was agreed to.

Ordered, That the Secretary lay the said resolution before the President of the United States.

On motion by Mr. Mason,

The Senate, as in Committee of the Whole, resumed the consideration of the new draft of the general convention with the Swiss Confederation; and,

After debate,

On motion by Mr. Mason,

The Senate adjourned.

THURSDAY, MARCH 24, 1853.

The Senate proceeded to consider the resolution submitted by Mr. Walker the 21st instant, to authorize the Committee on Indian Affairs to delegate a member of the committee to take testimony during the recess in relation to frauds alleged to have been committed by Alexander Ramsey, Indian agent, and others; and

An amendment being proposed by Mr. Adams,

On motion by Mr. Mason,

Ordered, That the further consideration thereof be postponed until to-morrow.

Mr. Sebastian, from the Committee on Indian Affairs, to whom was referred, the 22d instant, the nomination of George W. Manypenny, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Stuart, from the Committee on the Judiciary, to whom was referred, the 23d instant, the nomination of George W. Rice, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Stuart, from the Committee on Patents and the Patent Office, to whom was referred, the 22d instant, the nomination of Charles Mason, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Borland, from the Committee on Public Lands, to whom were referred, the 22d instant, the nominations of Henry L. Biscoe, Daniel P. Roberts, S. Molony, John B. Cloutier, John Connelly, Edward Conner, John M. Cunningham, Samuel K. Casey, Harman Alexander, William J. A. Sparks, Augustus C. Marsh, Damon Houser, and Eli B. Williams, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Borland, from the Committee on Public Lands, to whom were referred, the 21st instant, the nominations of Asa C. Marvin, Benjamin F. Danley, Robert A. Watkins, James C. Tappan, and William W. Lewis, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion by Mr. Soulé,

Ordered, That the nomination of Thomas P. Goodhue be recommitted to the Committee on the Post-Office and Post-Roads.

The Senate, as in Committee of the Whole, resumed the consideration of the new draft of the general convention with the Swiss Confederation; and,

After debate,

On motion by Mr. Seward,

Ordered, That the further consideration thereof be postponed until to-morrow.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate John Slidell, of Louisiana, to be envoy extraordinary and minister plenipotentiary of the United States to Central America.

FRANKLIN PIERCE.

WASHINGTON, *March 24, 1853.*

To the Senate of the United States:

I nominate Francis W. Brinley to be collector of the customs for the district and inspector of the revenue for the port of Perth Amboy, in the State of New Jersey, vice Charles McK. Smith, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 24th, 1853.*

To the Senate of the United States:

I nominate Alexander Toll to be collector of the customs for the district and inspector of the revenue for the port of Michilimackinac, in the State of Michigan, vice Charles E. Avery, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 24th, 1853.*

To the Senate of the United States:

I nominate Myer Jacobs to be surveyor and inspector of the revenue for the port of Charleston, in the State of South Carolina, vice William Y. Leitch, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 24th, 1853.*

To the Senate of the United States:

I nominate Joseph Siera to be collector of the customs for the district and inspector of the revenue for the port of Pensacola, in the State of Florida, vice Robert Mitchell, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 24th, 1853.*

To the Senate of the United States:

I nominate Henry Fulbright, of Missouri, to be receiver of public moneys at Springfield, Missouri, vice Marcus Boyd, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 24, 1853.*

To the Senate of the United States :

I nominate William P. Harrison, of Missouri, to be register of the land office at Palmyra, Missouri, vice Lloyd P. Halleck, removed; and Joseph P. Ament, of Missouri, to be receiver of public moneys at Palmyra, Missouri, vice Robert H. Griffith, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 24, 1853.*

To the Senate of the United States :

I nominate William W. Gift, of California, to be register of the land office at Benicia, California, and Charles Loring, of California, to be receiver of public moneys at the same place.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 24, 1853.*

To the Senate of the United States :

I nominate West H. Humphries to be judge of the district court of the United States for the eastern, middle, and western districts of Tennessee, in the place of Morgan W. Brown, deceased.

FRANKLIN PIERCE.

WASHINGTON, *March 24, 1853.*

To the Senate of the United States :

I hereby nominate Elihu H. Strong to be deputy postmaster at Janesville, Rock County, Wisconsin, in place of Samuel H. Alden, present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March —, 1853.*

To the Senate of the United States :

I hereby nominate James Dick to be deputy postmaster at Vincennes, county of Knox and State of Indiana, in place of Lewis C. Watson, present incumbent.

FRANKLIN PIERCE,

EXECUTIVE CHAMBER, *March 24, 1853.*

The messages were read.

Ordered, That the nomination of John Slidell be referred to the Committee on Foreign Relations.

Ordered, That the nominations of Francis W. Brinley, Alexander Toll, Myer Jacobs, and Joseph Siera be referred to the Committee on Commerce.

Ordered, That the nominations of Henry Fulbright, William P. Harrison, Joseph P. Ament, William W. Gift, and Charles Loring be referred to the Committee on Public Lands.

Ordered, That the nomination of West H. Humphreys be referred to the Committee on the Judiciary.

Ordered, That the nominations of Elihu H. Strong and James Dick be referred to the Committee on the Post-Office and Post-Roads.

On motion by Mr. Borland that the Senate adjourn,

It was determined in the negative.

On motion by Mr. Seward that when the Senate adjourn it be to Saturday next,

The number of Senators voting was not sufficient to constitute a quorum.

On motion by Mr. Adams,
The yeas and nays being desired by one-fifth of the Senators present,
Those who voted in the affirmative are,
Messrs. Atchison, Benjamin, Butler, Cooper, Evans, Hamlin, James,
Norris, Pettit, Seward, Smith, Sumner, Toucey, Wright.
Those who voted in the negative are,
Messrs. Adams, Atherton, Dodge of Wisconsin, Everett, Fitzpatrick,
Gwin, Hunter, Mason, Phelps, Stuart, Thompson of Kentucky, Walker,
Weller.
Whereupon
The Senate adjourned.

SATURDAY, MARCH 26, 1853.

The Senate proceeded to consider the resolution submitted by Mr Badger the 17th instant, respecting the establishment of a naval depot at Beaufort, North Carolina; and

The resolution was agreed to.

The Senate proceeded to consider the resolution submitted by Mr. Jones, of Iowa, the 7th instant, in relation to the repairing and fitting up of rooms in the basement of the Capitol; and

The resolution was agreed to.

Mr. Cooper presented a letter from the honorable John P. Kennedy, late Secretary of the Navy, explanatory of the testimony given by him before a committee of the Senate in reference to certain moneys collected by Purser Welch from the officers and crews of the United States ships of war Vincennes and Vandalia; which was read.

The Senate resumed the consideration of the resolution submitted by Mr. Walker the 21st instant, to authorize the appointment of a member of the Committee on Indian Affairs to take testimony during the recess in relation to frauds alleged to have been committed by Alexander Ramsey, late Indian agent, and others; and,

On motion by Mr. Mallory,

Ordered, That the resolution lie on the table.

On motion by Mr. Sebastian,

Ordered, That the Committee on Indian Affairs be discharged from the further consideration of the subject of frauds alleged to have been committed by Alexander Ramsey, late superintendent of Indian affairs in California, and others, in the disbursement of money appropriated for the Sioux or Dacotah Indians.

Mr. Seward submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President of the United States be requested, if compatible with the public interest, to communicate to the Senate the correspondence between the honorable R. C. Schenck, envoy extraordinary and minister plenipotentiary of the United States in Brazil, and the Secretary of State.

The resolution submitted yesterday by Mr. Adams, providing for the appointment of a "reading secretary" to the Senate, was read.

On motion by Mr. Mason,

Ordered, That the further consideration thereof be postponed until Monday next.

The Senate proceeded to consider the resolution submitted by Mr. Gwin the 17th instant, to authorize the purchase of Ringgold's maps and charts of the coast of California; and,

On motion by Mr. Mason,

Ordered, That the further consideration thereof be postponed until Monday next.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate John I. Martin, of South Carolina, to be secretary of the legation of the United States to Peru.

FRANKLIN PIERCE.

WASHINGTON, *March 24*, 1853.

To the Senate of the United States :

I nominate Jacob R. Snyder to be treasurer of the branch mint of the United States in California.

FRANKLIN PIERCE.

WASHINGTON, *March 24*, 1853.

To the Senate of the United States :

I nominate W. B. Dameron to be a naval officer for the district of San Francisco, in the State of California, vice Jacob Alexander Cost, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 24*, 1853.

To the Senate of the United States :

I nominate William Van Voorhies to be surveyor of the district and inspector of the revenue for the port of San Francisco, in the State of California, vice Hart Fellows, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 24*, 1853.

To the Senate of the United States :

I nominate James McClelland, now a passed assistant surgeon, to be a surgeon in the Navy, from the 6th of March, 1853, to fill a vacancy occasioned by the death of Surgeon Peter Christie.

John M. Browne, of New Hampshire, to be an assistant surgeon in the Navy, to fill the vacancy occasioned by the promotion of Passed Assistant Surgeon James McClelland.

FRANKLIN PIERCE.

WASHINGTON, *March 24*, 1853.

To the Senate of the United States :

I nominate Miguel Antonio Otero to be attorney of the United States for the district of New Mexico, in place of E. P. West, resigned; the nomination of José Otero having been made in consequence of erroneous information concerning his name.

FRANKLIN PIERCE.

WASHINGTON, *March 24*, 1853.

To the Senate of the United States :

I nominate William H. Richardson to be marshal of the northern district of the State of California, in the place of David F. Douglass, resigned, to take effect from the 1st day of July next.

FRANKLIN PIERCE.

WASHINGTON, *March 24*, 1853.

To the Senate of the United States :

I nominate William E. Russell, of Illinois, to be receiver of public moneys at Danville, Illinois, vice John H. Murphy, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 25, 1853.*

To the Senate of the United States :

I nominate Andrew I. Gallaher, of Illinois, to be register of the land office at Vandalia, Illinois, vice James M. Davis, removed; and

Daniel Gregory, of Illinois, to be receiver of public moneys at Vandalia, Illinois, vice James T. B. Stapp, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 25, 1853.*

To the Senate of the United States :

I nominate Joseph Joslen to be deputy postmaster at Newport, Rhode Island, in place of I. Coggsall.

FRANKLIN PIERCE.

WASHINGTON, *March 25, 1853.*

To the Senate of the United States :

I hereby nominate Thomas I. Henley to be deputy postmaster at San Francisco, California, in place of I. B. Moore, resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 25, 1853.*

To the Senate of the United States :

I nominate William M. Gillaspie, of Mississippi, to be receiver of public moneys at Jackson, Mississippi, vice Gideon Fitz, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 26, 1853.*

To the Senate of the United States :

I nominate Russell Bishop to be register of the land office at Genesee, Michigan, to correct the error of a previous nomination in writing his name Russell M. Bishop.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 26, 1853.*

To the Senate of the United States :

I nominate Frederick Hall to be receiver of public moneys at Ionia, Michigan, to correct the error of a previous nomination in writing his name Frederick A. Hall.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 26, 1853.*

To the Senate of the United States :

I nominate Samuel D. Hay to be attorney of the United States for the district of Texas, in place of William P. Ballinger, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 26, 1853.*

The messages was read.

Ordered, That the nomination of John J. Martin be referred to the Committee on Foreign Relations.

Ordered, That the nomination of Jacob R. Snyder be referred to the Committee on Finance.

Ordered, That the nominations of Miguel Antonio Otero and Samuel D. Hay be referred to the Committee on the Judiciary.

Ordered, That the nominations of William E. Russell, Andrew I. Gallaher, Daniel Gregory, and William M. Gillaspie be referred to the Committee on Public Lands.

Ordered, That the nomination of Joseph Joslen be referred to the Committee on the Post-Office and Post-Roads.

The Senate, by unanimous consent, proceeded to consider the nominations of W. B. Dameron, William Van Voorhies, James McClelland, John M. Browne, William H. Richardson, Thomas J. Henly, Russell Bishop, and Frederick Hall; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Borland, from the Committee on Public Lands, to whom were referred, the 24th instant, the nominations of Henry Fulbright, William P. Harrison, Joseph P. Ament, William W. Gift, and Charles Loring, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 24th instant, the nomination of John Slidell, reported.

Mr. Hamlin, from the Committee on Commerce, to whom was referred, the 23d instant, the nomination of Nathaniel Hawthorn, and on the 24th instant those of Francis W. Brinley, Alexander Toll, Myer Jacobs, and Joseph Siera, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Butler, from the Committee on the Judiciary, to whom was referred, the 24th instant, the nomination of West H. Humphreys, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Hamlin, from the Committee on the Post-Office and Post-Roads, to whom were referred, the 24th instant, the nominations of Elihu H. Strong and James Dick, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hunter, from the Committee on Finance, to whom was this day referred the nomination of Jacob R. Snyder, reported.

On motion by Mr. Bright,

Ordered, That the injunction of secrecy be removed from the resolution of the 12th March, 1830, for the appointment of a select committee to take into consideration the rules in relation to the confidential proceedings of the Senate in its executive capacity, and from the report of the committee of the 24th March, 1830, made thereon, and that the same be printed for the use of the Senate.

Mr. Mason, from the Committee on Foreign Relations, to whom were referred the preamble and resolution submitted by Mr. Bright the 23d instant, made the following report:

The Committee on Foreign Relations, to whom was referred by the Senate a preamble and resolution in the following words:

Whereas, notwithstanding the measures which may have been or may hereafter be taken by the United States, in conformity with the 11th article of the treaty with Mexico to prevent incursions into the territories of Mexico by savage tribes within their limits, such incursions may have been or may hereafter be made, to the injury of citizens of Mexico or their property, which may tend to produce misunderstanding between the two Governments, and possibly give rise to claims on the United States for indemnification on the part of Mexico or her citizens: Therefore,

Resolved, That in the opinion of the Senate it is desirable, with a view to the preservation of good understanding between the two Republics, and also for the interest of the United States, that for a proper consideration the United States should be released by Mexico from all pecuniary liability for injury or damage heretofore done, or which may be hereafter done, to Mexican citizens or their property, in any such incursion.

Resolved, That the Secretary lay a copy of this resolution before the President of the United States.

have had the same under consideration, and now respectfully report:

That whilst there is no information before the committee which should lead to an apprehension that any misunderstanding can arise between the Governments of Mexico and the United States, or any claims to indemnification on the part of Mexico or its citizens against the United States because of the 11th article of the treaty referred to, making it expedient to negotiate for the release mentioned in the resolution referred to them, there are considerations which, in the opinion of the committee, make it unadvisable that the Senate should express any opinion on the subject treated of in the resolution.

The committee therefore report the resolution back with a recommendation that it be not adopted.

The report was read.

On motion by Mr. Mason,

Ordered, That it lie on the table.

On motion by Mr. Pettit that the Senate adjourn,

It was determined in the affirmative, { Yeas 21
Nays..... 12

On motion by Mr. Mason,

The yeas and nays being desired by one-fifth of the Senators present, Those who voted in the affirmative are,

Messrs. Atchison, Bayard, Borland, Bright, Brodhead, Butler, Dodge of Iowa, Fish, Fitzpatrick, Hamlin, James, Jones of Iowa, Mallory, Norris, Pettit, Stuart, Thompson of Kentucky, Thomson of New Jersey, Toucey, Wright.

Those who voted in the negative are,

Messrs. Adams, Atherton, Badger, Chase, Clayton, Dodge of Wisconsin, Evans, Everett, Houston, Hunter, Mason, Sumner.

So the Senate adjourned.

MONDAY, MARCH 28, 1853.

Mr. Hunter submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of the Treasury be directed to report to the Senate, at its next annual session, the average prices annually of bar-iron, merchantable, manufactured by rolling; bar-iron, merchantable, manufactured otherwise than by rolling; railroad iron, manufactured by rolling, and pig-iron, for the last ten years preceding 1853, in the foreign markets of production or shipment; also, the average prices annually of the same descriptions of iron at New York and Pittsburg for the same period, together with the charges for freight, insurance, and commissions.

Mr. James submitted the following resolution; which was considered by unanimous consent, and agreed to:

Resolved, That the Secretary of the Navy be requested to inquire whether it will not be advantageous to the Government of the United States to establish a naval depot at Newport, Rhode Island, and that he report to the Senate at its next session.

On motion by Mr. Shields,

Ordered, That A. R. Woolley have leave to withdraw his petition and papers.

The resolution submitted by Mr. Shields, the 17th instant, to allow R. Beale, late Sergeant-at-Arms, his pay for the residue of the present year, was read the second time and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The said resolution was read the third time, by unanimous consent.

On the question, Shall the resolution pass?

It was determined in the affirmative, {	Yeas	27
	Nays	12

On motion by Mr. Pettit,

The yeas and nays being desired by one-fifth of the Senators present, Those who voted in the affirmative are,

Messrs. Atchison, Badger, Bayard, Brodhead, Butler, Clayton, Cooper, Dodge of Wisconsin, Everett, Fish, Fitzpatrick, Gwin, James, Morton, Norris, Phelps, Pratt, Rusk, Sebastian, Seward, Shields, Smith, Soulé, Stuart, Thompson of Kentucky, Thomson of New Jersey, Wright.

Those who voted in the negative are,

Messrs. Adams, Atherton, Borland, Chase, Evans, Houston, Mason, Pettit, Sumner, Toucey, Walker, Weller.

So it was

Resolved, That the resolution pass.

On motion by Mr. Brodhead,

The vote on the passage of the said resolution was reconsidered; and The resolution having been amended on the motion of Mr. Brodhead, by unanimous consent, was then agreed to as follows:

Resolved, That the Secretary of the Senate pay, out of the contingent fund of the Senate, to Robert Beale, late Sergeant-at-Arms, the salary for the residue of the present fiscal year.

The Senate resumed the consideration of the resolution submitted by Mr Gwin the 17th instant, respecting Ringgold's maps and charts of the coast of California; and having been amended to read as follows:

Resolved, That the Secretary of the Senate be authorized to purchase 1,000 copies of Ringgold's maps, charts, and sailing directions of the

coast of California, for the use of navigators upon that coast: *Provided*, The price shall not exceed four dollars per copy.

On the question, Shall the resolution pass?

It was determined in the affirmative, { Yeas 22
Nays 16

On motion by Mr. Bayard,

The yeas and nays being desired by one-fifth of the Senators present,
Those who voted in the affirmative are,

Messrs. Atherton, Borland, Brodhead, Dodge of Wisconsin, Douglas, Everett, Fitzpatrick, Gwin, Hamlin, Houston, James, Jones of Iowa, Morton, Norris, Pettit, Pratt, Sebastian, Seward, Shields, Stuart, Thomson of New Jersey, Weller.

Those who voted in the negative are,

Messrs. Atchison, Badger, Bayard, Butler, Chase, Clayton, Evans, Fish, Mason, Phelps, Smith, Soulé, Sumner, Thompson of Kentucky, Toucey, Wright.

Mr. Walker submitted the following resolution for consideration:

Resolved, That hereafter the hour of meeting of the Senate shall be ten o'clock a. m., until otherwise ordered by the Senate.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Mrs. Mary Berard to be deputy postmaster at "West Point," N. Y., the commissions for said office having exceeded one thousand dollars for the year ending the 30th June, 1852. Mrs. B. has held said office since the 12th of May, 1848, under an appointment of the Post-Office Department.

FRANK. PIERCE.

EXECUTIVE CHAMBER, *March 25, 1853.*

To the Senate of the United States:

I hereby nominate Robert H. Glass to be deputy postmaster at Lynchburg, in the county of Campbell, State of Virginia, in place of William M. Blackford, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 26, 1853.*

To the Senate of the United States:

I nominate William H. De Yoe to be deputy postmaster at Kalamazoo, Michigan, in place of D. S. Walbridge, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 26, 1853.*

To the Senate of the United States:

I nominate F. I. Zimmerman to be deputy postmaster at Mount Vernon, Ohio, in place of Johnston Elliott, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 26, 1853.*

To the Senate of the United States:

I nominate John M. Brown to be deputy postmaster at Sandusky, Ohio, in place of David Powers, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 26, 1853.*

To the Senate of the United States :

I hereby nominate Samuel Hunt to be deputy postmaster at Jacksonville, in the county of Morgan, State of Illinois, in place of E. T. Miller, resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 28, 1853.*

To the Senate of the United States :

I hereby nominate William N. Friend to be deputy postmaster at Petersburg, in the county of Dinwiddie, State of Virginia, which office is now vacant.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 28, 1853.*

To the Senate of the United States :

I hereby nominate James B. Allen to be deputy postmaster at East Boston, county of Suffolk, Massachusetts, in place of George H. Plummer, the present incumbent.

FRANKLIN PIERCE.

MARCH 28, 1853.

To the Senate of the United States :

I hereby nominate Isaac R. Diller to be deputy postmaster at Springfield, in the county of Sangamon, State of Illinois, in place of Abner Y. Ellis, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 28, 1853.*

To the Senate of the United States :

I hereby nominate Peter Sweat to be deputy postmaster at Peoria, county of Peoria, State of Illinois, in place of John King, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 28, 1853.*

To the Senate of the United States :

I hereby nominate Austin Brooks to be deputy postmaster at Quincy, in the county of Adams, State of Illinois, in place of A. Jones, resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 28, 1853.*

To the Senate of the United States :

I nominate John Clark, of Iowa, to be register of the land office at Iowa City, Iowa, vice Hugh D. Downey, resigned, and Gillman Folsom, of Iowa, to be receiver of public moneys at Iowa City, Iowa, vice Easton, resigned.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 28, 1853.*

To the Senate of the United States :

I nominate Robert S. Golladay, of Mississippi, to be receiver of public moneys at Grenada, Mississippi, in the place of Septimus Caldwell, ceased.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 28, 1853.*

To the Senate of the United States :

I nominate Hilliard P. Dorsey, of California, to be register of the land office at Los Angeles, California.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 26, 1853.*

To the Senate of the United States :

I nominate Thomas M. Fullerton, of Minnesota, to be register of the land office at Stillwater, Minnesota Territory, vice A. Pierse, resigned, and William Holcombe, of Minnesota, to be receiver of public moneys at Stillwater, Minnesota Territory, vice Jonathan E. McKusick, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 28, 1853.*

To the Senate of the United States :

I nominate George W. Sweet, of Minnesota, to be register of the land office at Sauk Rapids, Minnesota Territory, vice C. W. Christmas, whose term of office expired on the 4th instant, and William H. Wood, of Minnesota, to be receiver of public moneys at Sauk Rapids, Minnesota Territory, vice Reuben M. Richardson, whose term of office has expired.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 28, 1853.*

To the Senate of the United States :

I nominate Charles Parker to be surveyor and inspector of the revenue for the port of Snow Hill, in the State of Maryland, vice George W. P. Smith, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 28, 1853.*

To the Senate of the United States :

I nominate Henry A. Schoolcraft to be collector of the customs for the district of Sacramento and inspector of the revenue for the port of Sacramento City, in the State of California, vice Jesse S. Hambleton, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 28, 1853.*

To the Senate of the United States :

I nominate R. B. Willis to be collector of the customs for the district and inspector of the revenue for the port of Oxford, in the State of Maryland, vice John H. Allen, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 28, 1853.*

To the Senate of the United States :

I nominate James G. Dell to be collector of the customs for the district of St. Johns and inspector of the revenue for the port of Jacksonville, in the State of Florida, vice Isaiah D. Hart, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 28, 1853.*

To the Senate of the United States :

I nominate Andrew J. Pannell to be surveyor and inspector of the revenue for the port of Wheeling, in the State of Virginia, vice Eli B. Swearingen, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 28, 1853.*

To the Senate of the United States :

I nominate William H. Brown to be surveyor and inspector of the revenue for the port of Llewellynburgh, in the State of Maryland, vice John Blackistone, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 28, 1853.*

To the Senate of the United States :

I nominate Peter W. Randle to be surveyor and inspector of the revenue for the port of Alton, in the State of Illinois, under the act approved August 31st, 1852.

FRANKLIN PIERCE.

WASHINGTON, *March 28th, 1853.*

To the Senate of the United States :

I nominate Ausburn Birdsall to be Navy agent for the port of New York for four years, in place of William E. Le Roy, whose commission has expired.

FRANKLIN PIERCE.

WASHINGTON, *March 28, 1853.*

The messages were read.

Ordered, That the nominations of Robert H. Glass, William H. De Yoe, F. I. Zimmerman, John M. Brown, James B. Allen, Isaac R. Diller, Peter Sweat, and Austin Brooks be referred to the Committee on the Post-Office and Post-Roads.

Ordered, That the nominations of Hilliard P. Dorsey, Thomas M. Fullerton, William Holcomb, George W. Sweet, and William H. Wood be referred to the Committee on Public Lands.

Ordered, That the nominations of Charles Parker, Henry A. Schoolcraft, R. B. Willes, James G. Dell, Andrew J. Pannell, William H. Brown, and Peter W. Randle be referred to the Committee on Commerce.

Ordered, That the nomination of Ausburn Birdsall be referred to the Committee on Naval Affairs.

The Senate, by unanimous consent, proceeded to consider the nominations of Mrs. Mary Berard, Samuel Hunt, William N. Friend, John Clark, Gillman Folsom, and Robert S. Golladay; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Soulé, from the Committee on the Post-Office and Post-Roads, to whom was referred, the 23d instant, the nomination of Thomas P. Pierce, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Soulé, from the Committee on the Post-Office and Post-Roads, to whom was recommitted, the 23d, the nomination of Thomas P. Goodhue, reported.

Mr. Butler, from the Committee on the Judiciary, to whom was referred, the 26th instant, the nomination of Samuel D. Hay, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Butler, from the Committee on the Judiciary, to whom was referred, the 26th instant, the nomination of Miguel Antonio Otero, reported.

Mr. Borland, from the Committee on Public Lands, to whom were referred, the 26th instant, the nominations of William E. Russell, Andrew I. Gallaher, Daniel Gregory, and William M. Gillaspie, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 26th instant, the nomination of John I. Martin, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The Senate, as in Committee of the Whole, resumed the consideration of the new draft of the general convention with the Swiss Confederation; and,

On motion by Mr. Mason,

Ordered, That the further consideration thereof be postponed until to-morrow.

On motion by Mr. Mason,

The consular convention with His Majesty the Emperor of the French was read the second time and considered as in Committee of the Whole; and,

After debate,

On motion by Mr. Cooper,

The Senate adjourned.

TUESDAY, MARCH 29, 1853.

On motion by Mr. Jones, of Iowa,

Ordered, That the Secretary be directed to transmit to the Commissioner of Pensions the petitions and papers of Avery Downer.

Mr. Badger submitted the following resolution, which was considered, by unanimous consent, and agreed to:

Resolved, That the Sergeant-at-Arms be authorized to continue the messengers in the employment of the Senate for two months after the termination of the present session, for the purpose of folding and transmitting documents.

The Senate resumed the consideration of the resolution submitted by Mr. Adams the 25th instant, respecting the appointment of a reading secretary to the Senate; and having been modified, on the motion of Mr. Adams, to read as follows:

Resolved, That the Secretary of the Senate be authorized to employ a clerk, who shall, under his direction, read at the desk of the Secretary, and discharge such other duties as the Secretary may assign him, and who shall receive the same compensation as the principal clerk; the compensation to commence with the first day of the next session.

On motion by Mr. Mason that the resolution lie on the table,

It was determined in the negative.

On motion by Mr. Chase to postpone the consideration thereof to the first Monday in December next.

It was determined in the affirmative, { Yeas..... 25
Nays..... 16

On motion by Mr. Bayard,

The yeas and nays being desired by one-fifth of the Senators present,
Those who voted in the affirmative are,

Messrs. Badger, Bayard, Borland, Butler, Chase, Clayton, Evans, Everett, Fish, Fitzpatrick, Houston, Hunter, Jones of Iowa, Mason, Morton, Phelps, Pratt, Seward, Shields, Smith, Soulé, Sumner, Thompson of Kentucky, Walker, Wright.

Those who voted in the negative are,

Messrs. Adams, Atchison, Atherton, Brodhead, Dodge of Wisconsin, Dodge of Iowa, Douglas, Hamlin, Norris, Pettit, Rusk, Sebastian, Stuart, Thomson of New Jersey, Toucey, Weller.

The Senate proceeded to consider the resolution submitted yesterday by Mr. Walker to change the daily hour of the meeting of the Senate; and,

On motion by Mr. Mason,

Ordered, That the further consideration thereof be postponed until to-morrow.

Mr. Morton, on his motion, had leave to withdraw the resolution submitted by him the 21st instant respecting the purchase of certain works on dry-docks and naval mail-steamers.

Mr. Houston submitted the following resolution for consideration; which was read:

Resolved, That John R. Bartlett, late commissioner, and A. B. Gray, late United States surveyor, of the Mexican boundary, be authorized to furnish a report and plans to the Senate of the explorations made by them, and by others connected with the commission under them, on the topography, geography, and natural history of the regions adjacent to the line, with such information as was collected relative to the Indian tribes through Texas, California, and New Mexico; and that the work be executed under the supervision of the Department of the Interior, in a style and form corresponding with the publication of "The history, condition, and prospects of the Indian tribes," of H. R. Schoolcraft, now in course of publication, and Owen's Report on the Geology of Lake Superior: *Provided*, The same shall not exceed two volumes; that one thousand copies be published for the use of the Senate, at as early a period as practicable; and the Secretary of the Senate is hereby authorized to contract for the publication thereof, and to defray the expense out of the contingent fund.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Mr. Daniel Watrous to be deputy postmaster at "Lyons," New York, in place of William N. Cole, the present incumbent, the commissions for said office having exceeded one thousand dollars for the year ending the 30th June, 1852.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, March 25, 1853.

To the Senate of the United States:

I nominate William L. Tucker to be deputy postmaster at Palmyra, New York, in place of Thomas Ninde, the present incumbent, the com-

missions for said office having exceeded one thousand dollars for the year ending the 30th June, 1852.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 25, 1853.*

To the Senate of the United States :

I hereby nominate John Miller to be deputy postmaster at Philadelphia, in the county of Philadelphia and State of Pennsylvania, in place of William J. P. White, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 29, 1853.*

To the Senate of the United States :

I nominate Isaac V. Fowler to be deputy postmaster at New York City, in the State of New York, vice William V. Brady, resigned.

FRANKLIN PIERCE.

WASHINGTON, *March 29, 1853.*

To the Senate of the United States :

I nominate Andreas Pico, of California, to be receiver of public moneys at Los Angeles, California.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 28th, 1853.*

To the Senate of the United States :

I nominate William A. I. Sparks, of Illinois, to be receiver of public moneys at Edwardsville, Illinois, to correct an error in the name.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 29th, 1853.*

To the Senate of the United States :

I nominate Robert Coles, of Iowa, to be register of the land office at Chariton, Iowa, vice William Gilliam, removed, and Nathan G. Sales, of Iowa, to be receiver of public moneys at Chariton, Iowa, vice Isaac Leffler, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 29, 1853.*

To the Senate of the United States :

I nominate William E. Bowen to be collector of the customs for the district and inspector of the revenue for the port of Bridgetown, in the State of New Jersey, vice Ephraim Buck, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 28th, 1853.*

To the Senate of the United States :

I nominate Daniel S. Dickinson to be collector of the customs for the district of New York, in the State of New York, vice Hugh Maxwell, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 29, 1853.*

To the Senate of the United States :

I nominate Heman J. Redfield to be naval officer for the district of New York, in the State of New York, vice David A. Bokee, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 29, 1853.*

To the Senate of the United States :

I nominate John Cochran to be surveyor for the district and inspector of the revenue for the port of New York, in the State of New York, vice Zebedee Ring, whose commission has expired.

FRANKLIN PIERCE.

WASHINGTON, *March 29, 1853.*

To the Senate of the United States :

I nominate Charles Brown to be collector of the customs for the district of Philadelphia, in the State of Pennsylvania, vice William D. Lewis, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 29th, 1853.*

To the Senate of the United States :

I nominate Nathaniel B. Eldred to be naval officer for the district of Philadelphia, in the State of Pennsylvania, vice Peter E. Ellmaker, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 29, 1853.*

To the Senate of the United States :

I nominate Edward T. Hillyer to be collector of the customs for the district and inspector of the revenue for the port of Newark, in the State of New Jersey, vice Frederick S. Thomas, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 28th, 1853.*

To the Senate of the United States :

I nominate Alexander Somerville to be collector of the customs for the district of Saluria and inspector of the revenue for the port of La Salle, in the State of Texas, vice Levi Jones, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 29th, 1853.*

To the Senate of the United States :

I nominate Isaac W. Mickle to be surveyor and inspector of the revenue for the port of Camden, in the State of New Jersey, vice Philip I. Gray, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 29th, 1853.*

To the Senate of the United States :

I nominate Reuben C. Hale to be surveyor for the district and inspector of the revenue for the port of Philadelphia, in the State of Pennsylvania, vice William B. Norris, whose commission has expired.

FRANKLIN PIERCE.

WASHINGTON, *March 29, 1853.*

To the Senate of the United States :

I nominate Thomas M. Pettit to be Director of the Mint of the United States at Philadelphia, in the State of Pennsylvania, in the place of George N. Eckert, resigned.

FRANKLIN PIERCE.

WASHINGTON, *March 29th*, 1853.

To the Senate of the United States :

I nominate Robert Ewing, of Pennsylvania, treasurer of the mint at Philadelphia, in the State of Pennsylvania, vice Edward C. Dale, resigned.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 29*, 1853.

To the Senate of the United States :

I nominate John A. Dix to be assistant treasurer of the United States at New York, in the State of New York, vice L. Bradish, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 29*, 1853.

To the Senate of the United States :

I nominate Lewis A. Birdsall to be superintendent of the branch of the mint of the United States in California.

FRANKLIN PIERCE.

WASHINGTON, *March 29*, 1853.

To the Senate of the United States :

I nominate Conrad Swackhamer to be Navy agent for the port of New York, for four years, in place of William E. Le Roy, whose commission has expired, Ashburn Birdsall declining the appointment.

FRANKLIN PIERCE.

WASHINGTON, *March 29*, 1853.

To the Senate of the United States :

I nominate Alfred Day to be Navy agent for the port of Philadelphia, vice William Sloanaker, whose commission has expired.

FRANKLIN PIERCE.

WASHINGTON, *March 29*, 1853.

To the Senate of the United States :

I nominate Reverend Mason Noble to be a chaplain in the Navy, to fill the vacancy occasioned by the resignation of Chaplain Orville Dewey.

FRANKLIN PIERCE.

WASHINGTON, *March 29*, 1853.

To the Senate of the United States :

I nominate Charles O'Conner to be attorney of the United States for the southern district of New York, vice I. Prescott Hall, resigned.

FRANKLIN PIERCE.

WASHINGTON, *March 29*, 1853.

To the Senate of the United States :

I nominate Francis M. Wyncoop to be marshal of the United States for the eastern district of Pennsylvania, in place of Anthony E. Roberts, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 29*, 1853.

To the Senate of the United States :

I nominate Abraham T. Hillyer to be marshal of the United States for the southern district of New York, vice Fleury F. Tallmadge, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 29, 1853.*

To the Senate of the United States :

I nominate Elias E. Blackbourn to be marshal of the United States for the northern district of Florida, in place of John T. Myrick, removed.

I nominate Ben McCulloch to be marshal of the United States for the district of Texas, in place of Joseph Bates, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 29th, 1853.*

The messages were read.

Ordered, That the nominations of Daniel Watrous, William L. Tucker, John Miller, and Isaac V. Fowler be referred to the Committee on the Post-Office and Post-Roads.

Ordered, That the nominations of William E. Bowen, Daniel S. Dickinson, Heman J. Redfield, John Cochran, Charles Brown, Nathaniel B. Eldred, Edward T. Hillyer, Alexander Somerville, and Isaac W. Mickle be referred to the Committee on Commerce.

Ordered, That the nominations of Thomas M. Pettit, Robert Ewing, John A. Dix, and Lewis A. Birdsall be referred to the Committee on Finance.

Ordered, That the nominations of Robert Coles, Nathan G. Sales, Andreas Pico, and William A. I. Sparks be referred to the Committee on Public Lands.

Ordered, That the nominations of Conrad Swackhamer, Alfred Day, and Mason Noble be referred to the Committee on Naval Affairs.

Ordered, That the nomination of Elias E. Blackbourne be referred to the Committee on the Judiciary.

The Senate, by unanimous consent, proceeded to consider the nominations of Reuben C. Hale, Charles O'Conner, Francis W. Wyncoop, Abraham T. Hillyer, and Ben McCulloch ; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion by Mr. Butler,

Ordered, That the vote on advising and consenting to the appointment of Abraham S. Hillyer be reconsidered.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom were referred, the 28th instant, the nominations of Robert H. Glass, William H. DeYoe, F. I. Zimmerman, John M. Brown, James C. Allen, Isaac R. Diller, Peter Sweat, and Austin Brooks, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 28th instant, the nominations of Charles Parker, Henry A. Schoolcraft, R. B. Willis, James G. Dell, Andrew J. Pannell, William H. Brown, and Peter W. Randle, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Whereupon,

The Senate proceeded to consider the nominations of John Slidell, Thomas P. Goodhue, and Jacob R. Snyder; and

The Senate, as in Committee of the Whole, resumed the consideration of the consular convention with His Majesty the Emperor of the French; and

On motion by Mr. Chase to amend the seventh article by inserting after the words "permit it" at the end of the second line, the follow-

ing words: *So long and to the same extent as the said laws shall remain in force.*

The question was stated, Shall these words stand as part of the seventh article?

And it was determined in the affirmative, { Yeas 23
Nays 11

Those who voted in the affirmative are,

Messrs. Atchison, Bayard, Borland, Bright, Brodhead, Butler, Chase, Dodge of Wisconsin, Douglas, Evans, Fish, Fitzpatrick, Hamlin, Hunter, Jones of Iowa, Mallory, Mason, Pettit, Phelps, Pratt, Soulé, Walker, Wright.

Those who voted in the negative are,

Messrs. Adams, Atherton, Badger, Everett, Norris, Rusk, Seward, Shields, Smith, Stuart, Sumner.

So the amendment was agreed to.

Mr. Mason submitted the following resolution for consideration:

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the ratification of the consular convention between the President of the United States of America and His Majesty the Emperor of the French, concluded in the city of Washington on the 23d day of February, 1853, with the following amendments:

Amend the title by striking out the words "the President of."

Amend the seventh article by inserting after the words "permit it" at the end of the second line, the following words: *So long and to the same extent as the said laws shall remain in force.*

The Senate, by unanimous consent, proceeded to consider the said resolution, and on the question to agree thereto,

It was determined in the affirmative, { Yeas 25
Nays 10

Those who voted in the affirmative are,

Messrs. Adams, Atchison, Atherton, Badger, Bayard, Brodhead, Dodge of Wisconsin, Dodge of Iowa, Evans, Everett, Houston, Hunter, Jones of Iowa, Mason, Phelps, Pratt, Rusk, Seward, Shields, Smith, Soulé, Stuart, Sumner, Thomson of New Jersey, Wright.

Those who voted in the negative are,

Messrs. Borland, Bright, Chase, Fish, Fitzpatrick, Hamlin, Mallory, Norris, Pettit, Walker.

So the resolution was agreed to.

Ordered, That the Secretary lay it before the President of the United States.

On motion the Senate adjourned.

WEDNESDAY, MARCH 30, 1853.

On motion by Mr. Seward,
The Senate adjourned.

THURSDAY, MARCH 31, 1853.

Mr. Houston submitted the following resolution for consideration.

Resolved, That, unless the President of the United States shall have further communication to make, the Senate will adjourn on Saturday next.

Mr. Hamlin submitted the following resolution for consideration:

Resolved, That the Secretary of the Senate be authorized to contract with John C. Rives for a number of copies of the Congressional Globe

and Appendix, equal to thirty-seven copies to each Senator, in addition to the number of copies now received by them, and that the price per copy shall not exceed the sum paid under the existing contract.

Mr. Hamlin submitted the following motion for consideration :

Ordered, That one hundred copies of the report of the Secretary of War, with the report of Major Bache relative to the light-house structure on New South Shoal, off Nantucket, heretofore ordered to be printed for the Senate, be printed for Major Bache.

Mr. Badger submitted the following resolution for consideration :

Resolved, That the Sergeant-at-Arms be authorized to employ Preston Starritt as a messenger from the 1st day of April ; and that during the recess he shall, under the direction of the Sergeant-at-Arms, take care of the Senate committee-rooms and perform such other duties as may be assigned to him.

Mr. Houston submitted the following resolution for consideration :

Resolved, That the Secretary of the Interior be, and he is hereby, instructed to furnish the Senate with the report of an examination (on file in the Department of the Interior) made of the Patent-Office building in 1851 under the direction of the Commissioner of Public Buildings.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Augustus Gassaway to be deputy postmaster at Annapolis, Maryland, in place of Edwin Boyle, the present incumbent, whose commission expired on the 16th instant.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 25, 1853.*

To the Senate of the United States:

I nominate A. P. Moderwell to be deputy postmaster at Columbia, Pennsylvania, in place of Guilford G. Claiborne, the present incumbent, the commissions at said office having exceeded one thousand dollars for the year ending the 30th of June, 1852.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 25, 1853.*

To the Senate of the United States :

I hereby nominate William B. Pryor to be deputy postmaster at Vicksburg, in the county of Warren, State of Mississippi, in the place of John F. Bodley, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 29, 1853.*

To the Senate of the United States :

I nominate Finley Bigger Register of the Treasury of the United States, vice Nathan Sargent, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 29, 1853.*

To the Senate of the United States :

I nominate Samuel Casey to be Treasurer of the United States, vice I. Sloane, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 29, 1853.*

To the Senate of the United States :

I nominate William Harrison Sigourney to be deputy postmaster at Watertown, New York, in place of P. S. Johnson, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 29, 1853.*

To the Senate of the United States :

I hereby nominate C. R. Dixon to be deputy postmaster at Jackson, in the county of Hinds, State of Mississippi, in the place of J. C. McAllister, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 29, 1853.*

To the Senate of the United States :

I hereby nominate Wilie B. Dortch to be deputy postmaster at Clarksville, in the county of Montgomery, State of Tennessee, in the place of James E. Franklin, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 30, 1853.*

To the Senate of the United States :

I hereby nominate David Small to be deputy postmaster at York, county of York, State of Pennsylvania, to fill the vacancy occasioned by the resignation of John I. Cochran, the late incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 30, 1853.*

To the Senate of the United States :

I hereby nominate Richard Elward to be deputy postmaster at Natchez, in the county of Adams, State of Mississippi, in the place of Alonzo M. Griffin, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 30, 1853.*

To the Senate of the United States :

I hereby nominate Charles L. Cocke to be deputy postmaster at Portsmouth, in the county of Norfolk, State of Virginia, in the place of Edward R. Hunter, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 30, 1853.*

To the Senate of the United States :

I nominate I. I. W. Grey to be deputy postmaster at Cleveland, Ohio, in place of Daniel M. Haskell, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 30, 1853.*

To the Senate of the United States :

I nominate Thomas Perry to be deputy postmaster at Rome, Georgia, his commissions for the year ending the 30th of June last having exceeded one thousand dollars.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 30, 1853.*

To the Senate of the United States :

I nominate B. C. Pressly to be assistant treasurer of the United States at Charleston, in the State of South Carolina, vice William M. Martin, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 30, 1853.*

To the Senate of the United States :

I nominate James H. Birch, of Missouri, to be register of the land office, at Plattsburgh, Missouri, vice Thomas E. Birch, removed; and William Brown, of Missouri, to be receiver of public moneys at Plattsburgh, Missouri, vice John T. Hughes, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 30, 1853.*

To the Senate of the United States :

I nominate Albert H. Clark to be surveyor and inspector of the revenue for the port of San Pedro, in the State of California, vice Hopeful Toler, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 30, 1853.*

To the Senate of the United States :

I nominate George Bowers to be deputy postmaster at Nashua, Hillsborough County, New Hampshire, in place of Aaron P. Hughes, resigned.

FRANKLIN PIERCE.

MARCH 31, 1853.

To the Senate of the United States :

I nominate Jacob G. Davies to be deputy postmaster at Baltimore, Maryland, in place of C. T. Maddox, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 31, 1853.*

To the Senate of the United States :

I nominate Willis A. Gorman, of Indiana, to be governor of the Territory of Minnesota, vice Alexander Ramsay, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 31, 1853.*

To the Senate of the United States :

I nominate Philip F. Thomas to be collector of the customs for the district of Baltimore, in the State of Maryland, vice George P. Kune, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 31, 1853.*

To the Senate of the United States :

I nominate James Polk to be surveyor and inspector of the revenue for the port of Baltimore, in the State of Maryland, vice Elias T. Griffin, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 31, 1853.*

To the Senate of the United States :

I nominate John Kettlewell to be naval officer for the district of Baltimore, in the State of Maryland, vice Thomas K. Carroll, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 31, 1853.*

To the Senate of the United States :

I nominate Edmund Wright, of North Carolina, to be collector of the customs for the district and inspector of the revenue for the port of Edenton, in the State of North Carolina, in place of James E. Norfleet, resigned.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 31, 1853.*

To the Senate of the United States :

I nominate Wesley Jones to be marshal of the United States for the district of North Carolina, in place of George Little, removed.

I nominate Charles Chapin to be marshal of the United States for the district of Vermont, in place of John Pettes, whose commission has expired.

I nominate Charles R. Jordon to be marshal of the United States for the northern district of Mississippi, in place of William McQuiston, resigned, to take effect from the fifteenth of June next.

I nominate John W. Watkins to be marshal of the United States for the district of Maryland, in place of Thomas H. Kent, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 31, 1853.*

To the Senate of the United States :

I nominate Lucius B. Peck to be attorney of the United States for the district of Vermont, in place of Abel Underwood, removed.

I nominate Nathaniel S. Price to be attorney of the United States for the northern district of Mississippi, in place of Woodson L. Ligon, removed.

I nominate Samuel W. Inge to be attorney of the United States for the northern district of California, in place of Calhoun Benham, removed.

I nominate William M. Addison to be attorney of the United States for the district of Maryland, in place of Z. Collins Lee, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 31, 1853.*

To the Senate of the United States :

I nominate John H. Briscoe to be navy agent from the port of Baltimore, Maryland, for four years from the 31st of March, 1853, in place of William Hindman, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 13, 1853.*

To the Senate of the United States :

I nominate Benjamin P. Jett to be register of the land office at Washington, Arkansas, vice William H. Etter, removed ; and

Charles B. Mitchell to be receiver of public moneys at Washington, Arkansas, vice B. F. Hempstead, resigned.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 31, 1853.*

To the Senate of the United States :

I nominate Russell Bishop to be receiver of public moneys at Genesee, Michigan, his nomination as register of the land office at that place being the result of a clerical error.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 31, 1853.*

The messages were read.

Ordered, That the nominations of A. P. Moderwell, William Harrison Sigourney, C. R. Dixon, Wilie B. Dortch, Charles L. Cocke, I. I. W. Grëy, Thomas Perry, and Jacob G. Davies be referred to the Committee on the Post-Office and Post-Roads.

Ordered, That the nominations of Finley Bigger, Samuel Casey, and B. C. Pressly be referred to the Committee on Finance.

Ordered, That the nominations of James H. Birch and William Brown be referred to the Committee on Public Lands.

Ordered, That the nominations of Albert H. Clark, Philip F. Thomas, James Polk, John Kettlewell, and Edmund Wright be referred to the Committee on Commerce.

Ordered, That the nomination of Willis A. Gorman be referred to the Committee on the Territories.

Ordered, That the nominations of Wesley Jones, Charles Chapin, Charles R. Jordon, John W. Watkins, Lucius B. Peck, Nathaniel S. Price, Samuel W. Inge, and William M. Addison be referred to the Committee on the Judiciary.

Ordered, That the nomination of John H. Briscoe be referred to the Committee on Naval Affairs.

The Senate, by unanimous consent, proceeded to consider the nominations of Augustus Gassaway, William B. Pryor, David Small, Richard Elward, George Bowers, Benjamin P. Jett, Charles B. Mitchell, and Russell Bishop; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Butler, from the Committee on the Judiciary, to whom was referred, the 29th instant, the nomination of Elias B. Blackbourn, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Borland, from the Committee on Public Lands, to whom were referred, the 29th instant, the nominations of Andreas Pico, William A. J. Sparks, Robert Coles, and Nathan G. Sales, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Gwin, from the Committee on Naval Affairs, to whom were referred, the 29th instant, the nominations of Conrad Swackhamer, Alfred Day, and Mason Noble, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Soulé, from the Committee on Commerce, to whom were referred, the 29th instant, the nominations of Daniel S. Dickinson, Heman J. Redfield, Charles Brown, Nathaniel B. Eldred, Edward T. Hillyer, Alexander Somerville, Isaac W. Mickle, William E. Bowen, and John Cochran, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hunter, from the Committee on Finance, to whom were referred, the 29th instant, the nominations of Thomas M. Pettit, Robert Ewing, John A. Dix, and Lewis A. Birdsall, reported.

On motion by Mr. Butler,

The Senate proceeded again to consider the nomination of Abraham T. Hillyer; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The Senate proceeded to consider the resolution submitted by Mr. Badger, the 16th instant, in relation to the power of the President to remove Territorial judges; and,

After debate,

On motion by Mr. Phelps,

The Senate adjourned.

FRIDAY, APRIL 1, 1853.

On motion by Mr. Mason,

Ordered, That Francis W. Rice have leave to withdraw his memorial and papers.

Mr. Brodhead submitted the following resolution for consideration :

Resolved, That the Secretary of the Treasury be required to procure, so far as practicable, and furnish the same to the Senate at the commencement of the next session of Congress, the following information, viz :

The aggregate amount of Federal, State, city, county, railroad, canal, and other corporation bonds, stocks, or other evidence of their debt held in Europe and other foreign countries on the 30th June, 1853, specifying separately, so far as the same can be ascertained, the amount of each of the above description of bonds and stocks.

Mr. Shields submitted the following resolution; which was considered, by unanimous consent, and agreed to.

Resolved, That the Secretary of the Senate pay such clerks of the committees as have been employed during this extra session the usual compensation for the time they may be so employed.

Mr. Borland, from the Committee on Public Lands, to whom were referred, the 31st March, the nominations of James H. Birch and William Brown, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom were referred, the 29th March, the nominations of Daniel Watrous, William L. Tucker, John Miller, and, on the 31st March, that of C. R. Dixon, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Toucey, from the Committee on the Judiciary, to whom were referred, the 31st March, the nominations of Wesley Jones, Charles Chapin, John W. Watkins, Lucius B. Peck, Nathaniel S. Price, Samuel W. Inge, and William M. Addison, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom was referred, the 31st March, the nomination of J. J. W. Grey, reported.

Mr. Gwin, from the Committee on Naval Affairs, to whom was referred, the 31st March, the nomination of John H. Briscoe, reported.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 31st March, the nominations of Philip F. Thomas, Edmund Wright, and Albert H. Clark, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 31st March, the nominations of James Polk and John Kettlewell, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations, respectively.

On motion by Mr. Hamlin that the Senate reconsider the vote on advising and consenting to the appointment of James Polk and John Kettlewell,

It was determined in the affirmative.

Ordered, That the said nominations lie on the table.

Mr. Toucey, from the Committee on the Judiciary, to whom was referred, the 31st March, the nomination of Charles R. Jordan, reported.

The Senate proceeded to consider the nominations of James A. Jones, Warren Hathaway, Miguel Antonio Otero, Robert Ewing, Lewis A. Birdsall, J. J. W. Grey, and John H. Briscoe; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

The Senate proceeded to consider the nomination of John A. Dix; and

After debate.

On the question, Will the Senate advise and consent to the appointment of John A. Dix?

It was determined in the affirmative, { Yeas 28
Nays 8

On motion by Mr. Bright,

The yeas and nays being desired by one-fifth of the Senators present, Those who voted in the affirmative are,

Messrs. Atherton, Borland, Brodhead, Chase, Dodge of Wisconsin, Dodge of Iowa, Douglas, Fitzpatrick, Foot, Gwin, Hamlin, Houston, Hunter, Malloy, Norris, Pettit, Sebastian, Seward, Shields, Smith, Soule, Stuart, Sumner, Thomson of New Jersey, Toucey, Walker, Weller, Wright.

Those who voted in the negative are,

Messrs. Atchison, Bright, Butler, Evans, Mason, Morton, Rusk, Thompson of Kentucky.

So it was

Resolved, That the Senate advise and consent to the appointment of John A. Dix, agreeably to the nomination.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom were referred, the 29th March, the nomination of Isaac V. Fowler, and on the 31st March those of William Harrison Sigourney, A. P.

Moderwell, Wilie B. Dortch, Charles L. Cocke, Thomas Perry, and Jacob G. Davies, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations, respectively.

Mr. Douglas, from the Committee on the Territories, to whom was referred, the 31st March, the nomination of Willis A. Gorman, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Joseph Travis Rosser, of Virginia, to be secretary of the Territory of Minnesota, vice Alexander Wilkin, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *March 31, 1853.*

To the Senate of the United States:

I nominate Richard Griffith to be marshal of the United States for the southern district of Mississippi, in the place of Fielding Davis, removed.

FRANKLIN PIERCE.

WASHINGTON, *March 31, 1853.*

To the Senate of the United States:

I nominate L. D. Starke to be collector of the customs for the district of Camden and inspector of the revenue for the port of Elizabeth City, in the State of North Carolina, vice George W. Charles, resigned.

FRANKLIN PIERCE.

WASHINGTON, *March 31, 1853.*

To the Senate of the United States:

I nominate the officers named in the accompanying list for regular promotion in the Army of the United States, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, *March 31, 1853.*

WAR DEPARTMENT, *March 31, 1853.*

SIR: I have the honor to lay before you the following list of officers for regular promotion in the Army of the United States:

Corps of Engineers.

Second Lieutenant William H. C. Whiting to be first lieutenant, March 16, 1853, vice Stevens, resigned.

Brevet Second Lieutenant James C. Duane to be second lieutenant, March 16, 1853, vice Whiting, promoted.

Second Regiment of Artillery.

First Lieutenant John C. Tidball to be first lieutenant, March 31, 1853, vice Peck, resigned.

Brevet Second Lieutenant James Van Voast, of the Third Regiment of Artillery, to be second lieutenant, March 31, 1853, vice Tidball, promoted.

I am, sir, with great respect, your ob't servant,

JEFFER. DAVIS,
Secretary of War.

To the PRESIDENT OF THE UNITED STATES :

To the Senate of the United States :

I hereby nominate Twyman Wayt to be deputy postmaster at Charlottesville, in the county of Albemarle, State of Virginia; said office having become subject to Presidential appointment within the last fiscal year.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 31st*, 1853.

To the Senate of the United States :

I hereby nominate William McNulty to be a deputy postmaster at Georgetown, in the district of Georgetown, State of South Carolina, the commissions for the year ending the 30th of June last having exceeded one thousand dollars.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *March 31st*, 1853.

To the Senate of the United States :

I hereby nominate G. H. Rundlett to be deputy postmaster at Portsmouth, in the county of Rockingham, State of New Hampshire, in the place of Thomas L. Tullock, removed.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 1st*, 1853.

To the Senate of the United States :

I nominate P. Allen, jr., to be deputy postmaster at Pittsfield, Massachusetts, in place of Henry G. Davis, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 1st*, 1853.

To the Senate of the United States :

I nominate Douglass A. Danforth to be deputy postmaster at Burlington, Vermont, in place of Luther P. Blodget, the present incumbent.

FRANK. PIERCE.

EXECUTIVE CHAMBER, *April 1st*, 1853.

To the Senate of the United States :

I hereby nominate T. P. Theobald to be deputy postmaster at Gardiner, in the county of Kennebec, State of Maine, in the place of Lawson H. Greene, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 1st*, 1853.

To the Senate of the United States :

I hereby nominate Edgar Whidden to be deputy postmaster at Calais, in the county of Washington, State of Maine, in place of Benjamin M. Flint, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 1st*, 1853.

To the Senate of the United States :

I hereby nominate Thomas K. Lane to be deputy postmaster at Saco, in the county of York, State of Maine, in place of F. T. Storer, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 1st*, 1853.

To the Senate of the United States :

I hereby nominate Joseph S. Noyes to be deputy postmaster at Belfast, in the county of Waldo, State of Maine, in place of Charles Giles, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 1st*, 1853.

To the Senate of the United States :

I hereby nominate N. L. Woodbury to be deputy postmaster at Portland, in the county of Cumberland, State of Maine, in place of Joshua Dunn, present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 1st*, 1853.

To the Senate of the United States :

I hereby nominate Joseph U. Snow to be deputy postmaster at Bath, in the county of Lincoln, State of Maine, in place of Rufus R. Haines, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 1st*, 1853.

To the Senate of the United States :

I nominate George H. Ritchie to be a purser in the Navy, to fill a vacancy occasioned by the dismissal of Purser Dudley Walker.

FRANKLIN PIERCE.

WASHINGTON, *April 1*, 1853.

To the Senate of the United States :

I nominate William G. Marcy to be a purser in the Navy, to fill a vacancy occasioned by the resignation of Purser James C. Douglass.

FRANKLIN PIERCE.

WASHINGTON, *April 1*, 1853.

To the Senate of the United States :

I nominate Nehemiah Moses to be Navy agent for the naval station at Portsmouth, New Hampshire, for four years, in place of Charles H. Ladd, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 1*, 1853.

To the Senate of the United States :

I nominate Leander Chapman to be surveyor-general of the United States for the district northwest of the Ohio, embracing the States of Ohio, Indiana, and Michigan, vice Charles Noble, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 1*, 1853.

To the Senate of the United States :

I nominate George W. Stanley to be marshal of the United States for the district of Maine, in place of William Paine, removed.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

To the Senate of the United States :

I nominate George F. Shepley to be attorney of the United States for the district of Maine, in place of Thomas A. Deblois, removed.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

To the Senate of the United States :

I nominate Zenas Clement to be collector of the customs for the district of Portsmouth, in the State of New Hampshire, vice Lory Odell, removed.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

To the Senate of the United States :

I nominate Adams Treat to be collector of the customs for the district and inspector of the revenue for the port of Belfast, in the State of Maine, vice Maurice C. Blake, removed.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

To the Senate of the United States :

I nominate Luther Jenkins to be collector of the customs for the district and inspector of the revenue for the port of York, in the State of Maine, vice Nathaniel G. Marshall, removed.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

To the Senate of the United States :

I nominate George P. Sewall to be collector of the customs for the district and inspector of the revenue for the port of Bangor, in the State of Maine, vice William C. Hammatt, removed.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

To the Senate of the United States :

I nominate John Cousens to be collector of the customs for the district and inspector of the revenue for the port of Kennebunk, in the State of Maine, vice Daniel Remich, removed.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

To the Senate of the United States :

I nominate Bion Bradbury to be collector of the customs for the district of Passamaquoddy, in the State of Maine, vice Daniel Kilby, removed.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

To the Senate of the United States:

I nominate John Babson to be collector of the customs for the district and inspector of the revenue for the port of Wiscasset, in the State of Maine, vice Jeremiah Bailey, removed.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

To the Senate of the United States:

I nominate Charles N. Bodfish to be collector of the customs for the district and inspector of the revenue for the port of Bath, in the State of Maine, vice David Bronson, removed.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

To the Senate of the United States:

I nominate Daniel W. Dorman to be collector of the customs for the district and inspector of the revenue for the port of Machias, in the State of Maine, vice William B. Smith, removed.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

To the Senate of the United States:

I nominate Ezra Carter, jr., to be collector of the customs for the district of Portland and Falmouth, in the State of Maine, vice Luther Jewett, removed.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

To the Senate of the United States:

I nominate Edmund Wilson to be collector of the customs for the district and inspector of the revenue for the port of Waldoborough, in the State of Maine, vice Bela B. Haskell, removed.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

The messages were read.

Ordered, That the nomination of Joseph Travis Rosser be referred to the Committee on the Territories.

Ordered, That the nomination of Richard Griffith be referred to the Committee on the Judiciary.

Ordered, That the nominations of L. D. Starke and Zenas Clement be referred to the Committee on Commerce.

Ordered, That the nominations of William H. C. Whiting, James C. Duane, John C. Tidball, and James Van Voast be referred to the Committee on Military Affairs.

Ordered, That the nominations of Twyman Wayt, William McNulty, G. H. Rundlett, P. Allen, jun'r, and Douglas A. Danforth be referred to the Committee on the Post-Office and Post-Roads.

The Senate, by unanimous consent, proceeded to consider the nominations of T. P. Theobald, Edgar Whidden, Thomas K. Lane, Joseph S. Noyes, N. L. Woodbury, Joseph C. Snow, George H. Ritchie, William G. Marcy, Nehemiah Moses, Leander Chapman, George W. Stanley, George F. Shepley, Adams Treat, Luther Jenkins, George P. Sewall, John Cousens, Bion Bradbury, John Babson, Charles N. Bodfish, Daniel W. Dorman, Ezra Carter, jr., and Edmund Wilson; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion by Mr. Mason,

Ordered, That when the Senate adjourn it be to Monday next.

On motion the Senate adjourned.

MONDAY, APRIL 4, 1853.

The Senate proceeded to consider the resolution submitted by W. Brodhead, the 1st instant, respecting the aggregate amount of American securities held in foreign countries; and

The resolution was agreed to.

The Senate proceeded to consider the motion submitted by Mr. Hamlin, the 31st March, to print, for the use of Major Bache, one hundred copies of his report on the light-house structure on New South Shoal off Nantucket; and

The motion was agreed to.

The following messages were recieved from the President of the United States by Mr. Webster, his secretary :

To the Senate of the United States:

I nominate Robert White, collector of the customs for the port of Georgetown, in the District of Columbia, vice Henry Addison, removed.
FRANKLIN PIERCE.

EXECUTIVE OFFICE, April 1, 1853.

To the Senate of the United States:

I nominate Robert Burns to be surveyor and inspector of the revenue for the port of Eastport, in the State of Maine, vice Joseph Gunnison, removed.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

To the Senate of the United States:

I nominate Rufus McIntire to be surveyor for the district of Portland and Falmouth, and inspector of the revenue for the port of Portland, in the State of Maine, vice Bazalleel Cushman, removed.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

To the Senate of the United States:

I nominate Lewis Lunsford to be collector of the customs for the district of Petersburg, in the State of Virginia, vice William F. Bowden, removed.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

To the Senate of the United States:

I nominate John J. Herster to be deputy postmaster at Easton, Northampton County, Pennsylvania, in place of Benjamin F. Arndt, the present incumbent.

FRANKLIN PIERCE.

APRIL 1, 1853.

To the Senate of the United States :

I nominate Henry M. Reigart to be deputy postmaster at Lancaster, Pennsylvania, in place of George W. Hamersly, resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 1st*, 1853.

To the Senate of the United States :

I hereby nominate Isaac C. Haines to be deputy postmaster at Bangor, in the county of Penobscot, State of Maine, in place of Joshua W. Carr, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 1st*, 1853.

To the Senate of the United States :

I nominate John Marshall to be deputy postmaster at Piqua, Ohio, in place of Henry Clay Landis, the present incumbent, the commission at said office having exceeded one thousand dollars for the year ending the 30th of June last.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 2d*, 1853.

To the Senate of the United States :

I nominate William Kerr to be deputy postmaster at Kingston, New York, in place of William H. Romeyn, who resigns, the commissions for said office having exceeded one thousand dollars for the year ending 30th June, 1852.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 2*, 1853.

To the Senate of the United States :

I nominate John Elias Warren, of Minnesota, to be secretary of the legation of the United States to Central America.

FRANKLIN PIERCE.

WASHINGTON, *April 2*, 1853.

To the Senate of the United States :

I nominate James J. Deavenport, of Mississippi, to be chief justice of the Territory of New Mexico, in place of Grafton Baker, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 2*, 1853.

To the Senate of the United States :

I nominate Kirby Benedict, of Illinois, to be an associate justice of the Territory of New Mexico, in place of Horace Mower, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 2d*, 1853.

To the Senate of the United States :

I nominate Charles S. Rumley to be marshal of the Territory of New Mexico, in place of John Jones, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 2*, 1853.

To the Senate of the United States :

I nominate Thomas O. Glascock, of Alabama, to be register of the land office at Montgomery, Alabama, vice Albert B. Herbert, removed.
FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 2, 1853.*

To the Senate of the United States :

I nominate James H. Ware, of Alabama, to be register of the land office at Huntsville, Alabama, vice William B. Figures, removed, and John S. Nance, of Alabama, to be receiver of public moneys at Huntsville, Alabama, vice Samuel Cruse, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 2, 1853.*

To the Senate of the United States :

I nominate Lewis McCarty, of Alabama, to be register of the land office at Demopolis, Alabama, vice Edward A. Taylor, resigned.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 2, 1853.*

To the Senate of the United States :

I nominate Eldridge Gardner, of Alabama, to be register of the land office at Cahaba, Alabama, vice Ethelbert W. Saunders, removed, and William W. Fambro, of Alabama, to be receiver of public moneys at Cahaba, Alabama, vice William M. Lapsley, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 2, 1853.*

To the Senate of the United States :

I nominate Monroe Donoho, of Alabama, to be register of the land office at Tuscaloosa, Alabama, vice E. M. Burton, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 2, 1853.*

To the Senate of the United States :

I nominate Nicholas Stallworth, of Alabama, to be register of the land office at Sparta, Alabama, vice William Judge, removed, and Wollis Darby, of Alabama, to be receiver of public moneys at Sparta, Alabama, vice Andrew Jay, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 2, 1853.*

To the Senate of the United States :

I nominate Daniel Sturgeon to be treasurer of the mint at the city of Philadelphia, in the State of Pennsylvania, vice Robert Ewing, declining to accept.

FRANKLIN PIERCE.

APRIL 2, 1853.

To the Senate of the United States :

I nominate William C. Bettencourt to be collector of the customs for the district of Wilmington, in the State of North Carolina, vice Alexander D. Moore, resigned (to take effect after 5th April, 1853).

FRANKLIN PIERCE.

WASHINGTON, *March 30, 1853.*

To the Senate of the United States :

I nominate the officers named in the accompanying list for regular promotion in the Army of the United States, as proposed by the Secretary of War.

FRANKLIN PIERCE.

WASHINGTON, April 1, 1853.

WAR DEPARTMENT, April 1, 1853.

SIR: I have the honor to lay before you the following list of officers for regular promotion in the Army of the United States :

First Regiment of Dragoons.

Second Lieutenant Oliver H. P. Taylor to be first lieutenant, February 21, 1853, vice Wilson, deceased.

Brevet Second Lieutenant Isaiah N. Moore to be second lieutenant, February 21, 1853, vice Taylor, promoted.

First Regiment of Artillery.

First Lieutenant Samuel K. Dawson to be captain, March 31, 1853, vice Hathaway, deceased.

Second Lieutenant John Dement to be first lieutenant, March 31, 1853, vice Dawson, promoted.

Brevet Second Lieutenant James W. Robinson to be second lieutenant, March 31, 1853, vice Dement, promoted.

First Regiment of Infantry.

Second Lieutenant Edward D. Stockton to be first lieutenant, March 2, 1852, vice Denman, deceased.

Brevet Second Lieutenant George A. Williams to be second lieutenant, March 2, 1853, vice Stockton, promoted.

I am, sir, with great respect, your ob't ser't,

JEFFER. DAVIS.

Secretary of War.

To the PRESIDENT OF THE UNITED STATES.

To the Senate of the United States :

I nominate John White to be collector of the customs for the district and inspector of the revenue for the port of Milwaukee, in the State of Wisconsin, vice Allen W. Hatch, removed.

FRANKLIN PIERCE.

WASHINGTON, April 2d, 1853.

To the Senate of the United States :

I withdraw the nomination of John Kittlewell as naval officer, at the port of Baltimore, for the purpose of making a correction in form.

FRANKLIN PIERCE.

APRIL 4, 1853.

To the Senate of the United States:

I nominate John Kettlewell, of Maryland, to be naval officer for the port of Baltimore, in the State of Maryland, vice Thomas K. Carroll, resigned, to take effect the 12th day of May next.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, April 4, 1853.

To the Senate of the United States:

I nominate John O. Wharton, of Maryland, to be surveyor of the port of Baltimore, in the State of Maryland, vice James Polk, who declines the appointment.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 4, 1853.*

To the Senate of the United States:

I nominate Luther Jenkins, of Maine, to be collector of the customs for the district and inspector of the revenue for the port of York, in the State of Maine, to correct an error in my former communication, nominating him for the same office, in which he was named Luther Jenkins.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 4, 1853.*

To the Senate of the United States:

I nominate P. Barry Hayes to be appraiser of merchandise for the port of Philadelphia, in the State of Pennsylvania, vice Frederick L. Henop, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 4th, 1853.*

To the Senate of the United States:

I nominate Philip Poultney to be appraiser of merchandise for the port of Baltimore, in the State of Maryland, vice Hugh W. Evans, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 4, 1853.*

To the Senate of the United States:

I nominate Lemuel W. Gosnell to be appraiser of merchandise for the port of Baltimore, in the State of Maryland, vice Nathaniel F. Williams, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 4, 1853.*

To the Senate of the United States:

I nominate William P. Poudor to be appraiser of merchandise under the act approved March 3d, 1851, vice Lewis Sutton, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 4, 1853.*

To the Senate of the United States:

I nominate Gideon G. Wescott to be appraiser of merchandise for the port of Philadelphia, vice John C. Martin, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 4, 1853.*

To the Senate of the United States:

I nominate Daniel I. Campeau, of Michigan, to be register of the land office at Detroit, Michigan, vice Lansing B. Mizner, removed; and Elisha Taylor, of Michigan, to be receiver of public moneys at Detroit, Michigan, vice Ezra Rood, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 4, 1853.*

To the Senate of the United States :

I nominate James W. Warren, of Alabama, to be receiver of public moneys at Tuscaloosa, Alabama, vice Marmaduke I. Slade, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 4, 1853.*

To the Senate of the United States :

I nominate George F. Emery, of Massachusetts, appraiser of merchandise under the act of March 3, 1851, vice Charles Bradley, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 4, 1853.*

To the Senate of the United States :

I nominate George W. Pomeroy to be appraiser of merchandise under the act approved March 3, 1851, vice Egbert Benson, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 4th, 1853.*

To the Senate of the United States :

I nominate Henry C. Loughlin to be appraiser of merchandise, under the act approved March 3d, 1851, vice John S. Riddle, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 4th, 1853.*

To the Senate of the United States :

I hereby nominate Josiah A. Noonan to be deputy postmaster at Milwaukee, county of Milwaukee, State of Wisconsin, in place of James D. Merrill, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 4th, 1853.*

To the Senate of the United States :

I nominate Thornton F. Brodhead, to be deputy postmaster at Detroit, Michigan, in place of A. S. Williams, the present incumbent, who has resigned to take effect from the 30th of June next.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 4th, 1853.*

To the Senate of the United States.

I nominate Thomas Sparrow to be deputy postmaster at Columbus, Ohio, in place of Aaron F. Perry, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 4th, 1853.*

To the Senate of the United States :

I hereby nominate Marcellus Clark to be deputy postmaster at New Britain, in the county of Hartford, State of Connecticut, in place of Frederick Knapp, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 4th, 1853.*

To the Senate of the United States :

I nominate John L. Tuthill to be deputy postmaster at Lancaster, Ohio, in place of Benjamin Cornell, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 4th, 1853.*

To the Senate of the United States :

I hereby nominate William Bow to be deputy postmaster at Fayetteville, in the county of Cumberland, State of North Carolina, in the place of John McRae, the present incumbent, who has resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 4th*, 1853.

The messages were read.

Ordered, That the nominations of Robert White, Robert Burns, Rufus McIntire, Lewis Lunsford, William C. Bettencourt, George W. Pomeroy, Henry C. Loughlin, P. Barry Hayes, Philip Poultney, Lemuel W. Gosnell, William P. Ponder, Gideon G. Wescott, and George F. Emery be referred to the Committee on Commerce.

Ordered, That the nominations of Isaac C. Haines, John Marshall, William Kerr, Thomas Sparrow, Marcellus Clark, John L. Tuthill, and William Bow be referred to the Committee on the Post-Office and Post-Roads.

Ordered, That the nomination of John Elias Warren be referred to the Committee on Foreign Relations.

Ordered, That the nominations of James J. Deavenport, Kirby Benedict, and Charles S. Rumley be referred to the Committee on the Judiciary.

Ordered, That the nominations of Thomas O. Glascock, James H. Ware, John S. Nance, Lewis McCarty, Eldridge Gardner, William W. Fambro, Monroe Donoho, Nicholas Stallworth, Willis Darby, and James W. Warren be referred to the Committee on Public Lands.

The Senate, by unanimous consent, proceeded to consider the nominations of John J. Herster, Henry M. Reigart, Daniel Sturgeon, Oliver H. P. Taylor, Isaiah N. Moore, Samuel K. Dawson, John Dement, James W. Robinson, Edward D. Stockton, George A. Williams, John White, John Kettlewoll, John O. Wharton, Luther Junkins, Daniel J. Campeau, Elisha Taylor, Josiah N. Noonan, and Thornton T. Brodhead; and

Resolved, That the Senate advise and consent to the appointment and promotion of the said persons, agreeably to their nominations respectively.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom were referred, the 1st instant, the nominations of Twyman Wayt, William McNulty, G. H. Lundlett, P. Allen, jr., and Douglass A. Danforth, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Weller, from the Committee on Territories, to whom was referred, the 1st instant, the nomination of Joseph Travis Rosser, reported; and

After debate,

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Butler, from the Committee on the Judiciary, to whom was referred, the 1st instant, the nomination of Richard Griffith, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Hunter, from the Committee on Finance, to whom were referred, the 21st March, the nominations of Samuel Casey, B. C. Pressly, and Finley Bigger, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Shields, from the Committee on Military Affairs, to whom were referred, the 1st instant, the nominations of William H. C. Whiting, James C. Duane, John C. Tidball, and James Van Voast, reported.

Whereupon

Resolved, That the Senate advise and consent to the promotion of the said persons in the Army of the United States, agreeably to their nominations respectively.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 1st instant, the nominations of L. D. Starke and Zenas Clement, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

The Senate proceeded to consider the nomination of Thomas M. Pettit; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The Senate resumed the consideration of the resolution submitted by Mr. Badger, the 16th March, relative to the power of the President to remove Territorial judges from office; and

After debate,

On the question, Will the Senate agree to the said resolution?

It was determined in the affirmative, { Yeas 25
Nays 9

On motion by Mr. Chase,

The yeas and nays being desired by one-fifth of the Senators present, Those who voted in the affirmative are,

Messrs. Atchison, Atherton, Brodhead, Butler, Douglas, Everett, Fitzpatrick, Foot, Gwin, Hamlin, Houston, Hunter, Jones of Iowa, Mallory, Mason, Norris, Rusk, Sebastian, Shields, Soulé, Stuart, Toucey, Walker, Weller, Wright.

Those who voted in the negative are,

Messrs. Bright, Chase, Dodge of Iowa, Evans, Morton, Pettit, Seward, Smith, Sumner.

So the resolution was agreed to.

The Senate proceeded to consider the nomination of O. C. Pratt; and

After debate,

On motion by Mr. Chase,

Ordered, That the further consideration thereof be postponed until to-morrow.

The Senate proceeded to consider the nominations of Mordecai P. Dady and Cyrus Olney; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

The Senate proceeded to consider the nomination of Charles R. Jordan; and,

On motion by Mr. Hunter,

Ordered, That the farther consideration thereof be postponed until to-morrow.

On motion by Mr. Mason,

The Senate proceeded to consider the resolution reported by Mr. Mason, from the Committee on Foreign Relations, the 17th February last,

in relation to the exchange of ratifications of the general convention with the Republic of San Salvador; and

On the question to agree thereto?

It was determined in the affirmative, yeas 34.

Those who voted are,

Messrs. Atchison, Atherton, Borland, Brodhead, Butler, Clayton, Dodge of Wisconsin, Dodge of Iowa, Evans, Everett, Fitzpatrick, Foot, Gwin, Hamlin, Houston, Jones of Iowa, Mallory, Mason, Morton, Norris, Pearce, Rusk, Sebastian, Seward, Shields, Smith, Soulé, Stuart, Sumner, Thompson of Kentucky, Thomson of New Jersey, Toucey, Weller, Wright.

So the preamble and resolution were agreed to, as follows :

Whereas the time limited by the resolution of the Senate of the 27th September, 1850, for the exchange of the ratifications of the general convention of peace, amity, commerce, and navigation between the United States and the Republic of San Salvador, concluded at Leon, in Nicaragua, on the 2d of January, 1850, having expired before the said exchange of ratifications could be effected ; and the ratifications of the said general convention having been since exchanged, notwithstanding such limitation, but upon the condition that the said general convention is not to be binding upon either of the parties thereto, or to be published by either, until the Senate of the United States shall have duly sanctioned the exchange of ratifications aforesaid : Therefore,

Resolved (two-thirds of the Senators present concurring), That the Senate advise and consent to the said exchange of ratifications of the general convention of peace, amity, commerce, and navigation between the United States and the Republic of San Salvador, concluded at Leon, in Nicaragua, on the 2d January, 1850, and the publication thereof, the limitations contained in the said general convention and in the resolution of the Senate of the 27th of September, 1850, to the contrary notwithstanding.

Ordered, That the Secretary lay the said resolution before the President of the United States.

The treaty of friendship, commerce, and navigation between the United States of America and the Oriental Republic of Uruguay, concluded at Monte Video on the 28th day of August, in the year of our Lord, 1852, which was reported from the Committee on Foreign Relations on the 17th February last, without amendment, was read the second time, and considered as in Committee of the Whole ; and,

On motion by Mr. Mason,

Ordered, That it lie on the table.

On motion the Senate adjourned.

TUESDAY, APRIL 5, 1853.

On motion by Mr. Jones, of Iowa,

Ordered, That Daniel Nippes and Lewis Ralston have leave to withdraw their petitions and papers.

On motion by Mr. Gwin,

Ordered, That Maria C. G. Johnson, David W. Alexander, and H. P. Dorsey, severally, have leave to withdraw their petitions and papers.

The Senate proceeded to consider the resolution submitted by Mr. Hamlin the 31st of March, authorizing an additional number of the Congressional Globe and Appendix to be furnished for the use of the Senate ; and

An amendment being proposed by Mr. Gwin,

Ordered, That the further consideration thereof be postponed until to-morrow.

Mr. Sebastian submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President be, and he is hereby, requested to cause to be investigated the charges of fraud and misconduct in office alleged against Alexander Ramsey, superintendent of Indian affairs in Minnesota, and which were referred to the Committee on Indian Affairs by resolution of 10th of January last, and to report the results of such investigation to the Senate at the next session of Congress; and that the record of the proceedings of said committee, under said resolution, be referred to the President, and be subject to such order as he may make therein.

Mr. Chase submitted the following resolution for consideration:

Resolved, That all sessions and all proceedings of the Senate shall be public and open except when matters communicated in confidence by the President shall be received and considered, and in such other cases as the Senate, by resolution, from time to time shall specially order; and so much of the 38th, 39th, and 40th rules as may be inconsistent with this rule is hereby rescinded.

Mr. Dodge, of Iowa, from the Committee to Audit and Control the Contingent Expenses of the Senate, who were instructed, by an order of the Senate of the 23d of March, to inquire and report whether the compensation and expenses of the agent employed to procure and compile the information called for by a resolution of the Senate of March 8, 1851, is payable out of the appropriation for the contingent expenses of the Senate, and if not, how the same should be paid, submitted a report, accompanied by the following resolution:

Resolved, That the committee be discharged from the further consideration of the resolution, and that it be referred to the Secretary of the Treasury.

The Senate proceeded to consider the resolution, by unanimous consent; and

The resolution was agreed to.

The Senate proceeded to consider the resolution submitted by Mr. Houston the 29th of March, respecting the preparation and printing of a report by J. R. Bartlett, late commissioner, and A. B. Gray, late surveyor, for running the boundary between the United States and Mexico; and,

On motion,

Ordered, That it lie on the table.

Mr. Butler, from the Committee on the Judiciary, to whom was referred, the 4th instant, the nominations of James J. Deavenport, Kirby Benedict, and Charles S. Runley, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom were referred, the 4th instant, the nominations of Isaac C. Haines, John Marshall, William Kerr, Thomas Sparrow, Marcellus Clark, John L. Tuthill, and William Bow, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 4th instant, the nominations of Robert White, Robert Burns, Rufus

McIntire, Lewis Lunsford, William C. Bettencourt, George W. Pomeroy, Henry C. Loughlin, P. Barry Hayes, Philip Poultney, Lemuel W. Gosnell, William P. Pouder, Gideon G. Wescott, and George F. Emery, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Dodge, of Iowa, from the Committee on Public Lands, to whom were referred, the 4th instant, the nominations of Thomas O. Glascock, James H. Ware, John S. Nance, Lewis McCarty, Eldridge Gardner, William W. Fambro, Monroe Donoho, Nicholas Stallworth, Willis Darby, and James W. Warren, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

The Senate resumed, as in Committee of the Whole, the consideration of the new draft of a general convention with the Swiss Confederation, concluded at the city of Berne the 25th of November, 1850; and

On motion by Mr. Mason,

Ordered, That it lie on the table.

The convention with Her Britannic Majesty for the establishment of international copyright, concluded at Washington the 17th day of February, in the year of our Lord 1853, was read the second time, and considered as in Committee of the Whole; and,

On motion by Mr. Mason,

Ordered, That it lie on the table.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate George W. Lippett, of Providence, Rhode Island, to be consul of the United States at Vienna, Austria, in place of I. G. Schwarz, removed.

I nominate Alexander Barclay to be consul of the United States at Gottenburg, Sweden, in place of C. A. Murray, deceased.

FRANKLIN PIERCE.

WASHINGTON, April 5, 1853.

To the Senate of the United States:

I nominate D. Walker to be collector of the customs for the district and inspector of the revenue for the port of Vicksburg, in the State of Mississippi, vice James Gwinn, removed.

FRANKLIN PIERCE.

WASHINGTON, April 5, 1853.

To the Senate of the United States:

I nominate Edward Pickett to be collector of the customs for the district and inspector of the revenue for the port of Natchez, in the State of Mississippi, vice James H. Veazie, removed.

FRANKLIN PIERCE.

WASHINGTON, April 5, 1853.

To the Senate of the United States:

I nominate Lysander W. Babbitt, of Iowa, to be register of the land office at Kaneshville, Iowa, vice Joseph H. D. Street, removed, and Enos

Lowe, of Iowa, to be receiver of public moneys at Kaneshville, Iowa, vice Samuel M. Ballard, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 5, 1853.*

To the Senate of the United States :

I nominate Isaac S. Ogier to be marshal of the United States for the southern district of California, in place of Pablo Noriega, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 5, 1853.*

To the Senate of the United States :

I nominate William H. Welch to be chief justice of the United States for the Territory of Minnesota, in place of Henry Z. Hayner, removed.

I nominate Andrew G. Chatfield to be associate justice of the United States for the Territory of Minnesota, in place of David Cooper, whose commission has expired.

I nominate Moses Sherburne to be an associate justice of the United States for the Territory of Minnesota, in place of Bradley B. Meeker, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 5, 1853.*

To the Senate of the United States :

I hereby nominate James Tizzard to be deputy postmaster at Burlington, Des Moines County, State of Iowa, in place of Oliver Cock, resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 5th, 1853.*

To the Senate of the United States :

I hereby nominate Charles Corkery to be deputy postmaster at Dubuque, County of Dubuque, State of Iowa, in place of William H. Robbins, resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 5th, 1853.*

The messages were read.

Ordered, That the nominations of George W. Lippett, Alexander Barclay, D. Walker, and Edward Pickett be referred to the Committee on Commerce.

Ordered, That the nomination of Lysander W. Babbitt be referred to the Committee on Public Lands.

Ordered, That the nominations of Isaac S. K. Ogier, William H. Welch, Andrew G. Chatfield, and Moses Sherburne be referred to the Committee on the Judiciary.

The Senate, by unanimous consent, proceeded to consider the nominations of Enos Lowe, James Tizzard, and Charles Corkery ; and

Resolved, That the Senate advise and consent to the appointment of said persons, agreeably to their nominations respectively.

On motion the Senate adjourned.

WEDNESDAY, APRIL 6, 1853.

The President *pro tempore* laid before the Senate a letter from the secretary of the Territory of New Mexico, communicating two copies of the laws passed at a session of the legislative assembly of that Territory, begun on the 6th December, 1852 ; which was read.

Ordered, That it be referred to the Committee on the Judiciary.

Mr. Seward submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President of the United States be requested, if in his opinion it shall be compatible with the public interests, to communicate to the Senate such official information as he may have received touching the recent transactions between Captain Hollins, of the sloop of war Cyane, and the authorities of San Juan de Nicaragua, together with the orders and instructions which have been given to Captain Hollins in relation to the affairs at that place.

The Senate resumed the consideration of the resolution submitted by Mr. Hamlin the 31st of March, to authorize an additional number of the Congressional Globe and Appendix to be furnished for the use of the Senate; and,

On motion,

Ordered, That the further consideration of the resolution be postponed until the first Wednesday in December next.

On motion by Mr. Gwin,

Ordered, That leave be granted to withdraw the three several drafts now on the files of the Senate, with the petition of Thomas W. Lane, drawn in favor of Thomas W. Lane, by G. W. Barbour, Indian agent in California, upon R. McKee, disbursing agent.

The Senate proceeded to consider the resolution submitted by Mr. Badger the 10th of March, respecting the publication of the debates and proceedings of the Senate in the Daily National Intelligencer; and,

On motion by Mr. Hamlin,

Ordered, That the further consideration of the resolution be postponed until the first Monday in December next.

The Senate proceeded to consider the resolution submitted by Mr. Houston the 31st of March, respecting a report of an examination of the Patent Office building, now on file in the Department of the Interior; and

The resolution was agreed to.

Mr. Hamlin submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That there be printed, for the use of the Senate, five thousand additional copies of the report of the Secretary of State relating to the commercial regulations of foreign countries.

Mr. Houston submitted the following resolution; which was read:

Resolved, That the Secretary of the Senate be, and he hereby is, authorized and directed to contract with Henry Johnson, the inventor, for the construction in the Senate Chamber of his new mode of taking the yeas and nays: *Provided*, The entire cost of the construction of the same shall not exceed the sum of \$1,500, to be paid out of the contingent fund of the Senate.

On motion by Mr. Houston that there be printed for the use of the Senate ten thousand additional copies of the report of the Select Committee on Frauds and Abuses,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Gwin submitted the following motion for consideration:

Ordered, That of Captain Ringgold's charts of the coast of California, heretofore ordered to be purchased, five hundred copies be sent to the Secretary of the Navy and five hundred to the collector of the port of San Francisco.

The Senate proceeded, by unanimous consent, to consider the said motion; and having been modified on the motion of Mr. Rusk, as follows:

Ordered, That the copies of Captain Ringgold's charts of the coast of California, heretofore ordered to be purchased, be delivered to the Sec-

retary of the Treasury for distribution to the military and commercial marine navigating that coast.

On the question to agree to the motion as modified,

It was determined in the affirmative { Yeas..... 21
Nays..... 17

On motion by Mr. Bayard

The yeas and nays being ordered by one-fifth of the Senators present, Those who voted in the affirmative are,

Messrs. Borland, Brodhead, Dodge of Wisconsin, Dodge of Iowa, Everett, Fitzpatrick, Foot, Gwin, Houston, Jones of Iowa, Mallory, Pettit, Rusk, Sebastian, Seward, Shields, Soulé, Stuart, Walker, Weller, Wright.

Those who voted in the negative are,

Messrs Atchison, Atherton, Bayard, Bright, Butler, Chase Clayton, Douglas, Evans, Hunter, Mason, Norris, Pearce, Smith, Sumner, Thompson of Kentucky, Toucey.

So the motion as modified was agreed to.

Mr. Borland, from the Committee on Printing, to whom was referred the motion of Mr. Houston to print 10,000 additional copies of the report of the Select Committee on Frauds and Abuses, reported in favor of printing the same.

The Senate proceeded to consider the resolution yesterday submitted by Mr. Chase, respecting the executive sessions of the Senate; and

After debate,

On motion by Mr. Mason,

Ordered, That the further consideration of the resolution be postponed until to-morrow.

Mr. Mason, from the Committee on Foreign Relations, to whom was referred, the 4th instant, the nomination of John Elias Warren, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 5th instant, the nominations of George W. Lippett, Alexander Barclay, D. Walker, and Edward Pickett, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Stuart, from the Committee on the Judiciary, to whom were referred, the 5th instant, the nominations of William H. Welch, Andrew G. Chatfield, and Moses Sherburne, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Stuart, from the Committee on the Judiciary, to whom was referred, the 5th instant, the nomination of Isaac S. K. Ogier, reported; and,

On motion by Mr. Gwin,

Ordered, That it lie on the table.

Mr. Borland, from the Committee on Public Lands, to whom was referred, the 5th instant, the nomination of Lysander W. Babbitt, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The Senate proceeded to consider the nomination of Charles R. Jordan; and

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The Senate resumed the consideration of the nomination of O. C. Pratt; and,

On motion by Mr. Douglas,

Ordered, That it lie on the table.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate John E. Hunt to be deputy postmaster at Toledo, Ohio, in place of Hezekiah D. Mason, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 6, 1853.

To the Senate of the United States :

I hereby nominate James Kelley to be deputy postmaster at Covington, in the county of Kenton, State of Kentucky, in place of Benjamin Young, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 6, 1853.

To the Senate of the United States :

I hereby nominate Joseph McCormick to be deputy postmaster at Baton Rouge, parish of East Feliciana, State of Louisiana, in place of John C. La None, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 6, 1853.

To the Senate of the United States :

I hereby nominate W. S. Pickett to be deputy postmaster at Maysville, in the county of Mason, State of Kentucky, in place of Eli D. Anderson, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 6, 1853.

To the Senate of the United States :

I nominate Charles I. Gray to be deputy postmaster at Newark, New Jersey, in the place of Rodney Wilbur, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 6, 1853.

To the Senate of the United States :

I hereby nominate William P. Morrison to be deputy postmaster at Newark, in the county of Licking, State of Ohio, in place of William Richards, resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 6, 1853.

To the Senate of the United States :

I nominate Lewis P. Close to be deputy postmaster at Saratoga Springs, New York, in place of Samuel Pitkin, deceased.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 6, 1853.

To the Senate of the United States :

I nominate William D. Quin to be deputy postmaster at Paterson, New Jersey, in place of William Dickey, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 6, 1853.*

To the Senate of the United States :

I nominate Daniel Stephens to be deputy postmaster at Elmira, New York, in place of Henry H. Matthew, who has resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 6, 1853.*

To the Senate of the United States :

I hereby nominate George Paul to be deputy postmaster at Iowa City, in the county of Johnson, State of Iowa, in place of Anson Hart, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 6, 1853.*

To the Senate of the United States :

I nominate Samuel M. Chambers to be deputy postmaster at Jersey City, New Jersey, in place of David Smith, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 6, 1853.*

To the Senate of the United States :

I nominate William A. Benjamin to be deputy postmaster at Trenton, New Jersey, in place of John S. McCully, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 6, 1853.*

To the Senate of the United States :

I nominate Robert L. Clow to be deputy postmaster at Princeton, Mercer County, New Jersey, in place of Abram Stryker, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 6, 1853.*

To the Senate of the United States :

I nominate Solomon W. Downs to be collector of the customs for the district of New Orleans, in the State of Louisiana, vice George C. Laurason, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6, 1853.*

To the Senate of the United States :

I nominate Thomas C. Porter to be surveyor for the district and inspector of the revenue for the port of New Orleans, in the State of Louisiana, vice William Christy, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6, 1853.*

To the Senate of the United States :

I nominate Joseph Genois to be naval officer for the district of New Orleans, in the State of Louisiana, vice Manuel I. Garcia, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6, 1853.*

To the Senate of the United States :

I nominate D. A. Smalley to be collector of customs for the district of Vermont and inspector of the revenue for the port of Alburg, in the State of Vermont, vice Albert L. Catlin, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6, 1853.*

To the Senate of the United States :

I nominate Stephen Willets to be collector of the customs for the district of Little Egg Harbor and inspector of the revenue for the port of Tuckerton, in the State of New Jersey, vice John D. Thompson, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6, 1853.*

To the Senate of the United States :

I nominate Henry B. Smith to be collector of the customs for the district of Champlain and inspector of the revenue for the port of Plattsburgh, in the State of New York, vice Oliver D. Peabody, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 5, 1853.*

To the Senate of the United States :

I nominate Alfred Fox to be collector of the customs for the district and inspector of the revenue for the port of Cape Vincent, in the State of New York, vice Gideon S. Sacket, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 5, 1853.*

To the Senate of the United States :

I nominate Edward S. Hough to be collector of the customs for the district of Alexandria, in the State of Virginia, vice Joseph Eaches, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 5th, 1853.*

To the Senate of the United States :

I nominate William D. Starr to be collector of the customs for the district of Middletown, in the State of Connecticut, vice Samuel Cooper, resigned.

FRANKLIN PIERCE.

WASHINGTON, *April 6th, 1853.*

To the Senate of the United States :

I nominate Josiah Kiley to be collector of the customs for the district of Miami, and inspector of the revenue for the port of Toledo, in the State of Ohio, vice Charles W. Hill, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6th, 1853.*

To the Senate of the United States :

I nominate James R. Thompson to be surveyor and inspector of the revenue for the port of Town Creek, in the State of Maryland, vice John B. Abell, resigned.

FRANKLIN PIERCE.

WASHINGTON, *April 6th*, 1853.

To the Senate of the United States :

I nominate John D. Field, jr., to be assayer of the branch of the mint of the United States at Dahlonega, in the State of Georgia, vice M. F. Stephenson, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 2d*, 1853.

To the Senate of the United States :

I nominate A. J. Guirot to be coiner of the branch of the mint of the United States at New Orleans, in the State of Louisiana, vice A. Devall, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6th*, 1853.

To the Senate of the United States :

I nominate Charles Bienvenier to be superintendent of the branch of the mint of the United States at New Orleans, in the State of Louisiana, vice Robert M. McAlpin, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6th*, 1853.

To the Senate of the United States :

I nominate F. D. Kohler to be United States assayer in California, in pursuance of the provisions of the act of the 30th of September, 1850, vice Augustus Humbert, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6th*, 1853.

To the Senate of the United States :

I nominate Thomas F. Bayard to be attorney of the United States for the district of Delaware, in place of P. Sheward Johnson, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6th*, 1853.

To the Senate of the United States :

I nominate Mandeville Marigny to be marshal of the United States for the eastern district of Louisiana, in the place of William S. Scott, whose commission has expired.

FRANKLIN PIERCE.

APRIL 6TH, 1853.

To the Senate of the United States :

I nominate Julius N. Granger, of the State of New York, to be recorder of the General Land Office, in place of E. S. Terry, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6th*, 1853.

To the Senate of the United States :

I nominate Francis Burt, of South Carolina, to be Third Auditor of the Treasury of the United States, vice John S. Gallaher, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 1st*, 1853.

To the Senate of the United States :

I hereby withdraw the nomination of Isaac S. K. Ogier as marshal for the southern district of California, and nominate him to be attorney of the United States for the said district, in place of Alfred Wheeler, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6th*, 1853.

To the Senate of the United States :

I nominate John Hodgdon to be consul to the United States at Rome, in place of William C. Sanders, resigned.

FRANKLIN PIERCE.

WASHINGTON, *April 6th*, 1853.

To the Senate of the United States :

I nominate George W. Fletcher to be consul of the United States at Chagres, New Granada, in place of Harvey Gleason, deceased.

I nominate Alexander Thomson to be consul of the United States at Maranhão, Brazil, in place of Thomas U. Pettit, resigned.

I nominate Isaac T. Golding to be consul of the United States at La Guayra, Venezuela, in place of Nicholas I. Keefe, deceased.

FRANKLIN PIERCE.

WASHINGTON, *April 6th*, 1853.

To the Senate of the United States :

I nominate Thomas Warren to be appraiser of merchandise for the port of New Orleans, in the State of Louisiana, vice Artemon Hill, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6th*, 1853.

To the Senate of the United States :

I nominate William E. Starke to be appraiser of merchandise for the port of New Orleans, in the State of Louisiana, vice Robert F. Canfield, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6th*, 1853.

To the Senate of the United States :

I nominate John M. Bell to be treasurer of the branch of the mint and assistant treasurer of the United States at New Orleans, in the State of Louisiana, vice William De Buys, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6th*, 1853.

To the Senate of the United States :

I nominate Jacob R. Davis to be superintendent of the branch of the mint of the United States at Dahlonega, in the State of Georgia, vice Anderson W. Redding, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 2d*, 1853.

To the Senate of the United States :

I nominate I. Charlton Beattie, of Louisiana, to be surveyor-general of the United States for the district of Louisiana, vice R. W. Boyd, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 6th*, 1853.*To the Senate of the United States :*

Inominate William F. Phillips, of Virginia, to be Auditor of the Treasury for the Post-Office Department, vice W. Farrelly, resigned.

FRANKLIN PIERCE.

WASHINGTON, *April 1st*, 1853.*To the Senate of the United States :*

I withdraw the nomination of O. C. Pratt, heretofore made for chief justice of Oregon, and nominate George H. Williams for that office, in place of Thomas Nelson, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6th*, 1853.*To the Senate of the United States :*

I nominate Charles A. Ingersoll to be judge of the district court of the United States for the district of Connecticut, in place of Andrew T. Judson, deceased.

I nominate Elisha S. Abernethy to be attorney of the United States for the district of Connecticut, in place of Thomas C. Perkins, whose commission has expired.

FRANKLIN PIERCE.

To the Senate of the United States :

I nominate E. Warren Moise to be attorney of the United States for the eastern district of Louisiana, in place of Logan Hunton, resigned.

I nominate Joseph H. Kilpatrick to be attorney of the United States for the western district of Louisiana, in place of Lawrence P. Crane, resigned.

FRANKLIN PIERCE.

WASHINGTON, *April 6*, 1853.*To the Senate of the United States :*

I nominate William Morrow to be marshal of the United States for the district of Delaware, in place of Samuel Barr, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 6th*, 1853.*To the Senate of the United States :*

I nominate William M. Smoot to be marshal of the United States for the western district of Louisiana, vice Frederick G. Smith, removed.

FRANKLIN PIERCE.

APRIL 6, 1853.

To the Senate of the United States:

The nomination of Benjamin I. Jacoway to the office of agent to the Choctaw Indians is hereby withdrawn for further consideration.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 6th*, 1853.

The messages were read.

The Senate, by unanimous consent, proceeded to consider the nominations of John E. Hunt, John Kelley, Joseph McCormick, W. S. Pickett, Charles T. Gray, William P. Morrison, Lewis P. Close, William D. Quin, Daniel Stephens, George Paul, Samuel M. Chambers, William A. Benjamin, Robert L. Clow, Solomon W. Downs, Thomas C. Porter, Joseph Genoie, D. A. Smalley, Stephen Willets, Henry B. Smith, Alfred Fox, Edward S. Hough, William D. Starr, Josiah Riley, James R. Thompson, John D. Field, jr., A. J. Guirot, Charles Bienvenier, F. D. Kohler, Thomas F. Bayard, Mandeville Marigny, Julius N. Granger, Francis Burt, and Isaac S. K. Ogier to be attorney of the United States for the southern district of California; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Ordered, That the nominations of John Hodgdon, George W. Fletcher, Alexander Thompson, Isaac T. Golding, Thomas Warren, and William E. Starke be referred to the Committee on Commerce.

Ordered, That the nominations of John M. Bell and Jacob R. Davis be referred to the Committee on Finance.

Ordered, That the nomination of J. Charlton Beattie be referred to the Committee on Public Lands.

Ordered, That the nomination of William F. Phillips be referred to the Committee on the Post-Office and Post-Roads.

Ordered, That the nominations of George H. Williams, Charles A. Ingersoll, Elisha S. Abernethy, E. Warren Moise, Joseph H. Kilpatrick, William Morrow, and William M. Smoot be referred to the Committee on the Judiciary.

On motion the Senate adjourned.

THURSDAY, APRIL 7, 1853.

Mr. Bright submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the 34th rule of the Senate be amended by adding to the clause providing for "a committee of three members, whose duty it shall be to audit and control the contingent expenses of the Senate," the following: *and to whom shall be referred all resolutions directing the payment of money out of the contingent fund of the Senate, or creating a charge on the same.*

Mr. Seward submitted the following resolution for consideration:

Resolved, That the Secretary be authorized to procure the publication, in the National Intelligencer, of so much of the debates of the Senate during the last session of Congress as has not been already published in that paper, and to pay for such publication, and also for the publication of speeches of that session already made in the Intelligencer, the sum of four dollars per column.

On motion by Mr. Mason,

Ordered, That the Senate take a recess until half-past one o'clock.

HALF-PAST ONE O'CLOCK.

On motion by Mr. Mason,

Ordered, That when the Senate adjourn, it be to two o'clock p. m. tomorrow.

The Senate proceeded to consider the resolution submitted yesterday by Mr. Houston, in relation to Johnson's invention for taking the yeas and nays; and,

On motion,

Ordered, That it be referred to the Committee to Audit and Control the Contingent Expenses of the Senate.

Mr. Houston presented the memorial of Henry Johnson, praying the examination of an invention to aid in taking the yeas and nays in legislative bodies; which was referred to the Committee to Audit and Control the Contingent Expenses of the Senate.

On motion by Mr. Shields,

Ordered, That Thomas G. Clinton have leave to withdraw his petition on the subject of the Potomac Bridge.

Mr. Borland, from the Committee on Public Lands, to whom was referred, the 6th instant, the nomination of J. Charlton Beattie, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Hamlin, from the Committee on Commerce, to whom were referred, the 6th instant, the nominations of Thomas Warren, William E. Starke, George W. Fletcher, Alexander Thomson, and Isaac T. Golding, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hunter, from the Committee on Finance, to whom was referred, the 6th instant, the nomination of Jacob R. Davis, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Hunter, from the Committee on Finance, to whom was referred, the 6th instant, the nomination of John M. Bell, reported.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom was referred, the 6th instant, the nomination of William F. Phillips, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States :

I nominate Pierré Soulé to be envoy extraordinary and minister plenipotentiary of the United States to Spain, in place of Daniel M. Barringer, resigned.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, April 7th, 1853.

To the Senate of the United States :

I nominate Thomas S. Drew, of Arkansas, to be superintendent of Indian affairs for the Southern superintendency, vice John Drennen, removed.

FRANKLIN PIERCE.

To the Senate of the United States :

I hereby nominate William G. Kendall to be deputy postmaster at New Orleans, parish of Orleans, and State of Louisiana, in place of M. Musson, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 7th, 1853.

To the Senate of the United States:

I nominate George Milbourne, of Arkansas, to be surveyor-general of the United States for the district of Arkansas, vice Lorenzo Gibson, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 7, 1853.*

To the Senate of the United States:

I nominate Oliver Basham, of Arkansas, to be register of the land office at Clarksville, Arkansas, vice John E. Manley, removed; and

John J. Horton, of Arkansas, to be receiver of public moneys at Clarksville, Arkansas, vice William Goodrich, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 7th, 1853.*

To the Senate of the United States:

I nominate William J. Owen, of Arkansas, to be register of the land office at Champagnole, Arkansas, vice William E. Powell, removed; and

William True Sergeant, of Arkansas, to be receiver of public moneys at Champagnole, Arkansas, vice I. S. H. Rainey, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 7th, 1853.*

To the Senate of the United States:

I nominate James F. Saffold, of Arkansas, to be receiver of public moneys at Batesville, Arkansas, vice Charles F. M. Noland, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 7th, 1853.*

To the Senate of the United States:

I nominate Lee C. Blackemore, of Arkansas, to be register of the land office at Fayetteville, Arkansas, vice James H. Stirman, removed; and

De Witt C. Yell, of Arkansas, to be receiver of public moneys at Fayetteville, Arkansas, vice William Quesenbury, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 7th, 1853.*

To the Senate of the United States:

I nominate Hugh Wallace, of Illinois, to be register of the land office at Dixon, Illinois, vice Silas Noble, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 7, 1853.*

To the Senate of the United States:

I nominate Louis Palms, of Louisiana, to be register of the land office at New Orleans, Louisiana, vice Charles Fitz, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 7th, 1853.*

To the Senate of the United States:

I nominate I. B. O. Buard, of Louisiana, to be receiver of public moneys at Natchitoches, Louisiana, vice John Laplace, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 7th, 1853.*

To the Senate of the United States:

I nominate James G. Fitzgerald, of Louisiana, to be register of the land office at Opelousas, Louisiana, vice E. Le Baillou, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 6th*, 1853.

To the Senate of the United States:

I nominate William Shannon, of Louisiana, to be register of the land office at Monroe, Louisiana, vice H. O. McEnery, removed; and

Peyton G. King, of Louisiana, to be receiver of public moneys at Monroe, Louisiana, vice John H. Dinkgrave, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 7*, 1853.

To the Senate of the United States:

I nominate John M. Vernon, of Louisiana, to be receiver of public moneys at Greensburgh, Louisiana, vice John Cockern, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 7th*, 1853.

To the Senate of the United States:

I nominate Henry W. Palfrey, of Louisiana, to be receiver of public moneys at New Orleans, Louisiana, vice Rosemond de Arna, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 7th*, 1853.

To the Senate of the United States:

I nominate Thomas D. Jones to be collector of the customs for the district and inspector of the revenue for the port of Frenchman's Bay, in the State of Maine, vice Charles Peters, removed.

FRANKLIN PIERCE.

WASHINGTON, *April 7th*, 1853.

The messages were read.

The Senate, by unanimous consent, proceeded to consider the nominations of Pierre Soulé, Thomas S. Drew, William G. Kendall, George Milbourne, Oliver Basham. John J. Horton, William J. Owen, William True Sergeant, James F. Saffold, Lee C. Blackemore, De Witt C. Yell, Hugh Wallace, Louis Palms, J. B. O. Buard, James Fitzgerald, William Shannon, Peyton G. King, John M. Vernon, and Henry W. Palfrey; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Ordered, That the nomination of Thomas D. Jones be referred to the Committee on Commerce.

On motion the Senate adjourned.

FRIDAY, APRIL 8, 1853.

Mr. Bright, from the Committee to Audit and Control the Contingent Expenses of the Senate, to whom was referred the resolution submitted by Mr. Houston, to authorize the purchase of a machine invented by Henry Johnson to aid in taking the yeas and nays, reported the same without amendment.

The Senate proceeded to consider the said resolution; and

On the question to agree thereto,

It was determined in the negative.

The Senate proceeded to consider the resolution submitted by Mr. Houston, the 31st of March, to terminate the session of the Senate; and,

On motion by Mr. Mason,

Ordered, That it lie on the table.

The Senate proceeded to consider the report of the Committee on Printing, on the motion of Mr. Houston to print 10,000 additional copies of the report of the select Committee on Frauds and Abuses; and,

On motion,

Ordered, That the further consideration thereof be postponed until to-morrow.

The Senate proceeded to consider the resolution submitted by Mr. Walker the 28th of March, respecting the daily hour of the meeting of the Senate; and

On the question to agree thereto,

It was determined in the negative.

Mr. Bright submitted the following resolution for consideration:

Resolved, That so much of any resolution or order of the Senate as provides for the employment of any person by name as messenger or otherwise, under the Sergeant-at-Arms, be repealed, and that such persons hereafter hold their employment by the same tenure as other messengers.

On motion by Mr. Mason,

Ordered, That when the Senate adjourn it be to two o'clock p. m. to-morrow.

The Senate proceeded to consider the nomination of John M. Bell; and

Resolved, That the Senate advise and consent to his appointment.

Mr. Rusk, from the Committee on the Post-Office and Post-Roads, to whom was referred, the 26th March, the nomination of Joseph Joslen, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Toucey, from the Committee on the Judiciary, to whom were referred, the 6th instant, the nominations of George H. Williams, Charles A. Ingersoll, Elisha S. Abernethy, E. Warren Moise, Joseph H. Kilpatrick, William Morrow, and William M. Smoot, reported.

Whereupon

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States:

I nominate Solon Borland to be governor of the Territory of New Mexico, in place of William C. Lane, removed.

FRANKLIN PIERCE.

To the Senate of the United States:

I nominate Wm. S. Messeroy to be secretary of the Territory of New Mexico, in place of John Greiner, removed.

FRANKLIN PIERCE.

WASHINGTON, April 8, 1853.

To the Senate of the United States:

I nominate John C. Legrand to be Solicitor of the Treasury of the United States, vice George F. Comstock, resigned.

WASHINGTON, April 8, 1853.

FRANKLIN PIERCE.

To the Senate of the United States :

I nominate Thaddeus Sanford to be collector of the customs for the district and inspector of the revenue for the port of Mobile, in the State of Alabama, vice John I. Walker, removed.

FRANKLIN PIERCE.

WASHINGTON, April 8, 1853.

To the Senate of the United States :

I nominate William S. Bowen to be collector of the customs for the district and inspector of the revenue for the port of Bridgetown, in the State of New Jersey, vice William E. Bowen, whose commission has been revoked.

FRANKLIN PIERCE.

WASHINGTON, April 8, 1853.

To the Senate of the United States :

I nominate Walker Anderson to be Navy agent for the port of Pensacola, Florida, for four years, in place of Benjamin D. Wright, removed.

FRANKLIN PIERCE.

WASHINGTON, April 7, 1853.

To the Senate of the United States :

I hereby nominate Thomas Welch to be deputy postmaster at Montgomery, in the county of Montgomery, State of Alabama, in the place of Martin Pond, the present incumbent, who has resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 7, 1853.

To the Senate of the United States :

I hereby nominate William H. Carroll to be deputy postmaster at Memphis, in the county of Shelby, State of Tennessee, in place of F. S. Latham, resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 8, 1853.

To the Senate of the United States :

I hereby nominate William Patterson to be deputy postmaster at Keokuk, Lee County, Iowa, in place of John W. Ogdon, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 8, 1853.

To the Senate of the United States :

I nominate Thomas Brashears to be deputy postmaster at Steubenville, Jefferson County, Ohio, in place of Francis A. Wells, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 8, 1853.

To the Senate of the United States :

I nominate C. D. McLaughlin to be deputy postmaster at Springfield, Ohio, in place of Isaac Hendershot, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 7, 1853.

To the Senate of the United States :

I nominate Jason Case to be deputy postmaster at Circleville, Pickaway County, Ohio, in place of Joseph M. Knox, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 7, 1853.

To the Senate of the United States :

I hereby nominate John L. Bunch to be deputy postmaster at Tusculum, Franklin County, State of Alabama, in place of R. B. Alexander, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 7, 1853.

To the Senate of the United States :

I hereby nominate Owen L. Cochrane to be deputy postmaster at Houston, in the county of Harris, State of Texas, in the place of F. W. Smith, the present incumbent, who has resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 8, 1853.

To the Senate of the United States :

I nominate Greene C. Bronson to be collector of the customs for the port of New York, in the State of New York, vice Daniel S. Dickinson, who declines the appointment.

FRANKLIN PIERCE.

APRIL 8, 1853.

The messages were read:

The Senate, by unanimous consent, proceeded to consider the nominations of Solon Borland, William S. Messervy, John C. Legrand, Thaddeus Sanford, William S. Bowen, Walker Anderson, Thomas Welch, William H. Carroll, William Patterson, Thomas Brashears, C. D. McLaughlin, Jason Caze, John L. Bunch, Owen L. Cochrane, and Greene C. Bronson ; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

On motion the Senate adjourned.

SATURDAY, APRIL 9, 1853.

Mr. Hunter submitted the following resolution ; which was considered, by unanimous consent, and agreed to :

Resolved, That a committee, consisting of two members, be appointed by the President *pro tempore* to wait on the President of the United States and inform him that, unless he may have further communications to make, the Senate will close the session by adjournment at 1 o'clock on Monday next.

Mr. Hunter and Mr. Everett were appointed the committee.

On motion by Mr. Phelps,

Ordered, That William O'Brien have leave to withdraw his petition and papers.

The Senate proceeded to consider the resolution submitted yesterday by Mr. Bright, respecting the appointment of certain messengers to the Senate ; and

The resolution was agreed to.

Mr. Weller submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of the Treasury be requested to transmit to the Senate a copy of the report made by Gilbert Rodman, esq., to the Department, upon the subject of the custom-house at San Francisco, California.

On motion by Mr. Hamlin, and by unanimous consent,

The vote on agreeing to the resolution of the 6th of April authorizing the printing of five thousand additional copies of the report of the Secretary of State relating to the commercial regulations of foreign countries, was reconsidered.

The Senate proceeded to consider the said resolution; and having been amended on the motion of Mr. Hamlin, it was agreed to as follows:

Resolved, That there be printed, for the use of the Senate, two thousand additional copies of the report of the Secretary of State relating to the commercial regulations of foreign countries.

Mr. Clayton submitted the following resolution; which was considered, by unanimous consent, and unanimously agreed to:

Resolved, That the unanimous thanks of the Senate be, and the same are hereby, tendered to the honorable David R. Atchison for the very able, dignified, and impartial manner in which he has presided over the deliberations of the Senate during this special session, now about to terminate.

Mr. Hunter, from the committee appointed to wait on the President of the United States, and inform him that, unless he may have further communications to make, the Senate will close the session by adjournment at 1 o'clock on Monday next, reported:

That they had performed the duty assigned them, and that the President replied that he had no further communication to make.

Mr. Hunter submitted the following resolution; which was considered, by unanimous consent, and agreed to.

Resolved, That the President *pro tempore* close the present session by adjourning the Senate *sine die* on Monday next at one o'clock.

Mr. Soulé submitted the following resolutions; which were considered, by unanimous consent, and agreed to:

Resolved, That the Select Committee on Mexican Claims, &c., be authorized to file their report upon the matter submitted to their consideration after the adjournment of the Senate.

Resolved, That the Secretary of the Senate be authorized to receive said report and to have the usual number of the same printed.

Resolved, That the services of the clerk of the said committee be continued for a month after the adjournment of the Senate.

The President *pro tempore* laid before the Senate a report of the Secretary of the Treasury, communicating, in compliance with a resolution of the Senate, a report of Gilbert Rodman upon the subject of the custom-house at San Francisco, California; which was read.

Ordered, That it lie on the table and be printed.

The Senate proceeded to consider the resolution submitted by Mr. Seward, the 7th instant, respecting the printing of certain debates in the National Intelligencer; and an amendment being proposed by Mr. Chase,

After debate,

On motion, the Senate proceeded to the consideration of executive business.

The following messages were received from the President of the United States, by Mr. Webster, his secretary:

To the Senate of the United States :

I nominate Seth Belden to be surveyor and inspector of the revenue for the port of Hartford, in the State of Connecticut, vice Penfield B. Goodsell, removed.

FRANKLIN PIERCE.

WASHINGTON, April 9, 1853.

To the Senate of the United States :

I nominate I. Alexander Pleasants to be consul of the United States at Minatitlan, Mexico.

FRANKLIN PIERCE.

WASHINGTON, April 9th, 1853.

To the Senate of the United States :

I nominate George S. Waldron to be attorney of the United States for the northern district of Alabama, in the place of Jefferson F. Jackson, removed.

FRANKLIN PIERCE.

APRIL 9, 1853.

To the Senate of the United States :

I nominate George Gibson, junior, of Pennsylvania, to be a military storekeeper attached to the purchasing branch of the Quartermaster's Department, in place of Samuel Manemy, whose commission expired at the end of the last session of Congress.

FRANKLIN PIERCE.

WASHINGTON, April 9, 1853.

To the Senate of the United States :

I hereby nominate Ferris Forman to be deputy postmaster at Sacramento City, in the county of Sacramento, State of California, in place of Richard A. Edes, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 9, 1853.

To the Senate of the United States :

I nominate Sanders Lansing, jr., of New York, for the appointment of military storekeeper in the Ordnance Department, to fill a vacancy occasioned by the resignation of W. C. Whitridge.

FRANKLIN PIERCE.

WASHINGTON, March —, 1853.

To the Senate of the United States :

I nominate I. I. Smith to be deputy postmaster at Frederic, in the county of Frederic, State of Maryland, in place of Jacob Fauble, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 9, 1853.

To the Senate of the United States :

I hereby nominate Robert A. Davage to be deputy postmaster at Nevada City, in the county of Nevada, State of California, in place of William P. Clarkson, resigned.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 9, 1853.

To the Senate of the United States :

I hereby nominate Daniel Dickson to be deputy postmaster at Wilmington, in the county of New Hanover, State of North Carolina, in the place of James G. Burr, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE MANSION, *April 9th*, 1853.

To the Senate of the United States :

I hereby nominate E. B. Goodsell to be deputy postmaster at Bridgeport, in the county of Fairfield, State of Connecticut, in place of George Wade, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 9th*, 1853.

To the Senate of the United States :

I hereby nominate W. W. Wick to be deputy postmaster at Indianapolis, in the county of Marion, State of Indiana, in place of James Russell, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, *April 8th*, 1853.

To the Senate of the United States :

I nominate Henry L. Dodge, of New Mexico, to be agent for the Indians in that Territory, vice Spencer M. Baird, removed.

FRANKLIN PIERCE.

EXECUTIVE OFFICE, *April 9th*, 1853.

The messages were read.

The Senate, by unanimous consent, proceeded to consider the nominations of Seth Belden, I. Alexander Pleasants, George S. Waldron, George Gibson, jr., Ferris Forman, Sanders Lausing, jr., I. I. Smith, Robert A. Davage, Daniel Dickson, E. B. Goodsell, and W. W. Wick ; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Hamlin, from the Committee on Commerce, to whom was referred, the 7th instant, the nomination of Thomas D. Jones, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

Mr. Hamlin, from the Committee on Commerce, to whom was referred, the 6th instant, the nomination of John Hodgdon, reported.

On motion by Mr. Hamlin,

Ordered, That it lie on the table.

Ordered, That the nomination of Henry L. Dodge be referred to the Committee on Indian Affairs.

On motion the Senate adjourned.

MONDAY, APRIL 11, 1853.

The President *pro tempore* laid before the Senate the following letter from the Hon. Pierre Soulé :

WASHINGTON, *April 11*, 1853.

SIR: Having signified to the President my acceptance of the high functions he was pleased to confer on me, I now advise you that I cease from this day to be a member of the august body over which you preside.

May I request that you will accept for yourself, and tender to the other members of the Senate, the expression of my regret at parting from such associates, and my wishes for the prosperity and happiness of you all.

Your very humble servant,

PIERRE SOULÉ.

To the PRESIDENT OF THE SENATE.

The letter was read.

The following messages were received from the President of the United States, by Mr. Webster, his secretary :

To the Senate of the United States :

I nominate James Buchanan, of Pennsylvania, to be envoy extraordinary and minister plenipotentiary of the United States of America at the court of the United Kingdom of Great Britain and Ireland, in the place of Joseph R. Ingersoll, resigned.

FRANKLIN PIERCE.

WASHINGTON, 11th April, 1853.

To the Senate of the United States :

I hereby recall the nomination of George S. Waldron as attorney of the United States for the northern district of Alabama, and nominate George S. Walden to be district attorney of the United States for the northern district of that State.

FRANKLIN PIERCE.

WASHINGTON, 11th April, 1853.

To the Senate of the United States :

I nominate Samuel Ridenour to be deputy postmaster at Hagerstown, Maryland, in place of George Updegraff, the present incumbent.

FRANKLIN PIERCE.

EXECUTIVE CHAMBER, April 11th, 1853.

To the Senate of the United States :

I nominate Archibald M. Campbell to be deputy postmaster at Fayetteville, North Carolina, in place of William Bow, declined.

FRANKLIN PIERCE.

APRIL 11, 1853.

The messages were read.

The Senate, by unanimous consent, proceeded to consider the nominations of James Buchanan, George S. Walden, Samuel Ridenour, and Archibald M. Campbell; and

Resolved, That the Senate advise and consent to the appointment of the said persons, agreeably to their nominations respectively.

Mr. Sebastian, from the Committee on Indian Affairs, to whom was referred, on the 9th instant, the nomination of Henry L. Dodge, reported.

Whereupon

Resolved, That the Senate advise and consent to his appointment, agreeably to the nomination.

The hour, one o'clock p. m., fixed for the adjournment of the Senate by the resolution of the 9th instant having arrived,

The President *pro tempore* declared the Senate to be adjourned *sine die*.